

 MICROFILM

**START
OF ROLL**

ROLL NO. 16

*Commission
Minutes*

7-1-82 - June 30, 1983

VOLUME 10

PART 1

COMPLETE

MINUTES OF THE OREGON TRANSPORTATION COMMISSION

COVERING PERIOD

FROM

JULY 1, 1982

to

DECEMBER 31, 1982

HEADQUARTERS AND GENERAL OFFICE OF DEPARTMENT
LOCATED AT SALEM, OREGON

M I N U T E S
of the
OREGON TRANSPORTATION COMMISSION MEETING
held on
July 14, 1982

Salem, Oregon
July 14, 1982

The Oregon Transportation Commission held its monthly meeting in the Conference Room (122) of the Transportation Building beginning at 10 a.m. Notice of the meeting had been made by press release to the newspapers of general and local circulation throughout the State. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
Peter Brix, Member
N. B. Giustina, Member
Robert F. Dwyer, Member
Fred D. Miller, Director of Transportation
Dale Hormann, Assistant Attorney General
George Bell, Assistant Director for Intergovernmental and
Public Affairs
Larry Rulien, Assistant Director for Administration
Paul Burket, Administrator of Aeronautics Division
Dave Talbot, Administrator of Parks and Recreation
Dennis Moore, Administrator of Public Transit Division
David Moomaw, Administrator of Motor Vehicles Division
H. S. Coulter, State Highway Engineer
Robert Bothman, Assistant State Highway Engineer for Administration
Wendell Schwartz, Assistant State Highway Engineer for Operations
Shirley Eads, State Travel Director
Joe Christian, DOT Fiscal Officer
Dale Wilken, Federal Highway Administration
Fran Neavoll, Commission Services

There were other staff members and visitors present.

The Commission unanimously approved the following items on the consent calendar.

- 1) Minutes of the Commission meeting of June 15, 1982.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2725" on file in Commission's files, Salem.)
- 3) Adopted permanent administration rule regarding relocation procedures for land acquisition. No requests for a hearing were received. ("Right of Way Administrative Rule No. 732" on file in Commission's files. The rule was filed with the Secretary of State on July 20, 1982 and will be effective that date. The rule will be published in the Secretary of State's Administrative Rule Bulletin on August 1, 1982.)

(continued next page)

- 4) Agreement with Oregon State Museum of Anthropology, University of Oregon, for archeological salvage on the South Unit of the Pikes Ranch-Valley Falls Project on Highway 395 (Fremont Highway) in Lake County. Cost \$92,400.
- 5) Authorized increases in project authorizations on the following contracts:
- a) Contract No. 9413 for the Columbia River Bridge-S.E. Powell Boulevard Multnomah County Shops Removal, in the amount of \$137,891.06 (57% increase).
 - b) Contract No. 9376 for the Elgin Section, Wallowa Lake Highway, Union County, in the amount of \$76,135 (8.0% increase).
 - c) Contract No. 9374 for the Sylvan Interchange-Vista Ridge Tunnel Section of the Sunset Highway in Multnomah County, in the amount of \$244,700.
 - d) Contract No. 9476 for the Portland Arterial Street Overlay Project No. 3, Multnomah County, in the amount of \$419,800.
 - e) Contract No. 9445 for N.E. Glisan Street-S.E. Glenwood Street (Portland) Section on City Streets, Multnomah County, in the amount of \$265,000.
 - f) Contract No. 9384 for the Lane County Pavement Marking Project No. 5 in the amount of \$51,217.97.
 - g) Contract No. 9235 for the Fossil Creek-Bone Creek Section of the John Day Highway in Grant County in the amount of \$25,923.10 (6.2% increase).
- 6) Added to the construction program the Wheeler County Slide Project approximately 2 miles southeast of Spray on the John Day Highway. Estimated cost \$106,500 to be financed with Federal-Aid Primary Funds including \$12,600 State match. (Authorized State Highway Engineer to sign necessary agreements.)
- 7) Added a project to the construction program for a revision of the toll booth facilities at the Astoria Bridge, Oregon Coast Highway, Clatsop County. Approved an agreement with the State of Washington to jointly finance the improvement. Estimated cost \$500,000 to be shared in the same proportion as the maintenance costs for the main river bridge. (Authorized State Highway Engineer to sign necessary agreements.)

agree
never
signed -
see
corresp.

July 14, 1982

Written delegated authority reports had been mailed to the Commission prior to the meeting. These reports show the action taken by the following officials on behalf of the Commission pursuant to its duly adopted delegation orders. (Exhibits are on file in the Commission's files, Salem.)

Chairman of Transportation Commission	Exhibit A
Director of Transportation	Exhibit B
State Highway Engineer	Exhibit C
Assistant State Highway Engineer	Exhibit D
Right of Way Manager and Assistant	Exhibit E
State Parks Administrator	Exhibit F
Chief Counsel	Exhibit G
Highway Controller	Exhibit H

The Commission gave their final approval and signed the 1983-85 Divisions' budgets.

The Commission confirmed Tuesday, August 17, 1982, as their next meeting in Salem. They also set Wednesday, September 29, 1982, for their meeting in Klamath Falls. A joint meeting with the Washington Transportation Commission was set for Wednesday, December 15, 1982.

The Chairman presented 40-year service pins to the following four Highway Division employees:

James W. Cochell, Rob Cameron, Howard Ellison and Jack D. Johnson.

The following 16 employees with 35 years of service were introduced:

Keats N. Oliver, Arthur D. Parkes, John A. Bond, Leonard Wallace, Robert C. McDonald, W. Reid Meritt, John G. Erikson, George A. Douglas, Wilmer W. Robertson, James Stubblefield, John G. Gunter, George W. Martin, Leland Towner, Bob Judson, Raymond W. Wolf, and Henry R. Stoudenmeyer.

The following three employees with 35 years of service could not be present:

Wilfred E. Cole, Kirk A. Fox, Jr., and Jack C. McCormick.

The Chairman congratulated these employees and their wives for their long and faithful tenure with the Department. He said it speaks well for the Highway Division and the type of individuals it employs. Mr. Coulter said he would present the 35 year pins at a noon luncheon at Truffles in Salem.

Mr. Coulter asked for the Commission's approval of a communication consultant contract to develop information to aid the Department in determining the appropriate course of action concerning the telephone and intercom systems in the Transportation Building in Salem. He said a study had been made and it indicated that there was a potential for significant savings by replacing the current telephone and intercom systems. (A written report had been mailed to the Commission on July 6, 1982, a copy of which is on file in the Commission's files, Salem.) The study evaluated the advantages and disadvantages to the Department in purchasing its own private telephone system. He said he felt that because of the complexity and the changing technology that further research be made by more qualified individuals than those available in the Department. Mr. Coulter estimated the cost at \$30,000. The Commission granted unanimous approval to hire a consultant and authorized the State Highway Engineer to sign the agreement.

Mr. Coulter presented a status report on the Six-Year Highway Improvement Program. He said the first year of the Program has been completed. He said excluding all the local option work on county roads, city streets and the Interstate transfer projects, the Program contained 109 projects estimated to cost \$123 million. He said six projects were advanced and 15 projects were added to the program consisting of emergency and safety projects. He reported that 101 contracts had been contracted at \$101 million which is \$10 million under the estimate. He said that savings allowed the addition or advancement of projects to the 1982 program. The most significant project advanced was work on the I-205 Bridge which will allow the opening of the north section of the freeway this December. He mentioned that the ability to continue undertaking work after the first of October was dependent on Congressional action establishing some program appropriations for FY 1983. He said a Program had been placed before the Commission which indicated in yellow the contracts awarded. In response to the Chairman's inquiry, Mr. Coulter replied that the program was pretty much on schedule. (Written status report and program on file in Commission's files, Salem.)

Ms. Eads reported that the Travel Advisory Committee had approved a set of operating procedures and mentioned a few changes. (Copies of the operating procedures were mailed to the Commission on July 8, 1982.) She said the procedures limits the length of service of members of the Committee, rotates the meetings, and limits the length of the contract with the advertising and marketing agency to 12 consecutive years. The Committee also recommended that temporary one-year appointments be approved to enable an orderly transition from the current Committee composition to the new composition. The Commission agreed to temporary appointments of the Committee as necessary but took no action on the operating procedures pending discussions regarding the status of the Travel Section.

July 14, 1982

Ms. Eads said that visitor counts at the border centers were down two percent from the previous year but for the period of July 5 to 11 there was an increase of four percent over the previous year with Portland showing the greatest gain.

Joe Christian recalled that last Fall a plan was presented to the Commission for improving the Highway Division's financial management system. He called on Owen Okel to give a status report on the management system and asked Linda Apple to report on the revenue forecasting.

Mr. Okel gave a progress report on the improvements and said it was moving ahead satisfactorily. The first phase has been completed which were the Goals and Objectives and Problem Definition Report. The second phase has been started and when this is completed, it will determine the cost and schedule to complete. He said they would also consider several options to achieve the improvements. Mr. Okel said he will brief the Commission again at a later date on the project status.

Linda Apple gave a report on the program to improve revenue forecasting. She said they reviewed their forecasting methodology and had requested information from the other 49 States on their systems. She mentioned that 32 States had responded and a review is being made on their systems. She said the updating and exploration of alternatives to current procedures is a continuing process. She mentioned that a report is being prepared on the information compiled and it will be ready in a few months.

Mr. Talbot said that since his mailout to the Commission dated July 7, 1982, concerning the Parks and Recreation Division's financial status particularly the recreation vehicle registration fees, the revenue picture has improved and the reports are good.

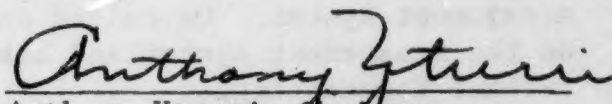
Mr. Talbot recalled that last summer a day use fee of \$1 for weekends and holidays was designated at nine State Parks. There were 11% that refused to pay and left the park; however, that did result in a revenue gain of \$80,000. He said because this program worked so well and due to the recent budget cut, he has extended the program to 16 additional parks. He said there has been some public resistance to this fee with about 35% choosing to not use the parks.

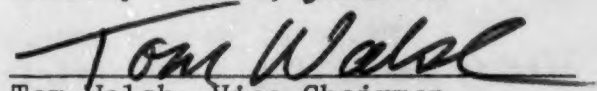
Mr. Talbot reported that park attendance was good and was about 1% less than last year's attendance.

Mr. Moore reported a steady increase in transit ridership in the larger communities and in the smaller communities (under 50,000 population) ridership increased 8%.

Mr. Burket said he had placed in front of the Commission the Oregon Aviation System Plan Volume IV Policies which the Commission had adopted on April 20, 1982. (Copy in Policy File in Commission's Services office, Salem.)

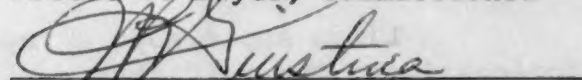
The meeting adjourned at 10:56 a.m.

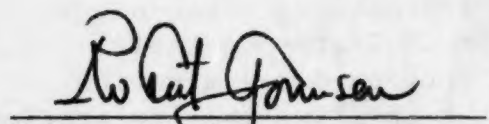

Anthony Yturri, Chairman


Tom Walsh, Vice Chairman

Peter Brix, Commissioner

Robert F. Dwyer, Commissioner


N. B. Giustina, Commissioner


Robert W. Gornsen, Manager
Commission Services

July 14, 1982

- 4684 -

TO: Oregon Transportation Commission

SUBJECT: Report of Confirmation of Action Taken Under Delegated Authority

EXHIBIT A
MINUTES OF 7-14-82

No. 1 Project Ridge Drive N.E.-Line St. N.E. (Salem)
Type of Work Grading, Paving, Structures, Signing (Contract No. 9491)
Signals and Landscaping F.A. Proj. No. IX-1525(3)

County Marion Highway FAU 1525 Salem Parkway

No. of Bidders 6 Low Bidder R. A. Hatch, Bend

Low Bid \$ 5,972,672.75

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA, City of Salem and Marion County and the sum of \$969,850.00 is deposited by the City and \$90,570.00 is deposited by the County.

2nd Bidder:	COMCO Const. Oreg. Ltd.	\$6,143,093.15
3rd Bidder:	Ross Bros. Construction, Inc.	\$6,970,093.00

On June 4, 1982, I accepted the State Highway Engineer's recommendation for award of the project on which bids were received June 3, 1982, and authorized him to sign the contract when conditions for the award have been met. If the low bidder fails to meet Minority Business Enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 16 day of June, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

TO: Oregon Transportation Commission

EXHIBIT A

SUBJECT: Report of Confirmation of Action Taken Under Delegated Authority

MINUTES OF 7-14-82

No. 1 Project Coos Bay/Roseburg Hwy. at 10th St.
(Contract No. 9477)
Type of Work Traffic Signal Installation F.A. Proj. No. F-14(12)
County Coos Highway Coos Bay-Roseburg
No. of Bidders 5 Low Bidder Hansen Electric Co., Coos Bay
Low Bid \$ 43,297.00

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA.

No. 2 Project Ukiah Rock Production
(Contract No. 9478)
Type of Work Rock Production F.A. Proj. No. State
County Umatilla Highway Pendleton-John Day
No. of Bidders 6 Low Bidder Howard Logsdon Logging, Baker
Low Bid \$ 66,900.00

Engineer's Recommendations: Award to low bidder.

No. 3 Project Ochoco Creek-Barnes Butte Rd.
(Contract No. 9479)
Type of Work Bikeway F.A. Proj. No. State
County Crook Highway Ochoco
No. of Bidders 2 Low Bidder J A L Construction, Inc., Bend
Low Bid \$ 251,295.00

Engineer's Recommendations: Award to low bidder.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 6-4-82

EXHIBIT A
MINUTES OF 7-14-82

No. 4 Project Port Orford-Cape Sebastian Section (Contract No. 9480)
Type of Work Grading & Paving F.A. Proj. No. F-2-1(12)
County Curry Highway Oregon Coast
No. of Bidders 5 Low Bidder Fabricators, Incorporated, Salem
Low Bid \$ 783,264.00

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Bracelin-Yeager Trucking \$788,342.10
3rd Bidder: Johnson Rock Products, Inc. \$821,402.25

No. 5 Project Hudson Slough Bridge Section (Contract No. 9481)
Type of Work Grading, Paving & Structure F.A. Proj. No. BROS-A409(3)
County Douglas Highway Smith River Road
No. of Bidders 9 Low Bidder Stach Construction Company, Grants Pass
Low Bid \$ 585,795.05

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of Douglas County & the sum of \$133,200.00 is deposited by the County.

2nd Bidder: Donald W. Thompson, Inc. \$589,734.55
3rd Bidder: Holst Construction Co. \$604,159.70

No. 6 Project Juniper Canyon Bridge Section (Contract No. 9482)
Type of Work Structure F.A. Proj. No. BRF-6(5)
County Gilliam Highway John Day
No. of Bidders 5 Low Bidder Douglas S. Coats, Inc., Bend
Low Bid \$ 79,805.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 6-4-82

EXHIBIT AMINUTES OF 7-14-82

No. 7 Project Valley of the Rogue State Park, Suncrest & Siskiyou Safety Rest Areas
 Type of Work Building & Building Improve. (Contract No. 9483)
 F.A. Proj. No. IR-5-1(99)10
 County Jackson Highway Pacific
 No. of Bidders 5 Low Bidder V. Peter Larsen, Anderson, CA
 Low Bid \$ 56,537.99

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA.

No. 8 Project South Santiam River (Sweet Home) Bridge
 Type of Work Grade, Pave & Structure (Contract No. 9484)
 F.A. Proj. No. RS-A483(3)
 County Linn Highway (Pleasant Valley Road)
 No. of Bidders 5 Low Bidder Donald W. Thompson, Inc., North Bend
 Low Bid \$ 1,501,177.50

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of Linn County & the sum of \$696,000.00 is deposited by the County.

2nd Bidder: Douglas S. Coats, Inc.	\$1,543,706.00
3rd Bidder: Ross Bros., Inc.	\$1,546,044.00

No. 9 Project Vail Creek-Nylund Road
 Type of Work Grading & Paving (Contract No. 9485)
 F.A. Proj. No. F-21-2(11)
 County Linn Highway Santiam
 No. of Bidders 6 Low Bidder J. C. Compton, McMinnville
 Low Bid \$ 1,990,548.30

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Morse Bros, Inc.	\$2,041,648.72
3rd Bidder: Fabricators, Incorporated	\$2,118,739.70

APPROVED BY CHAIRMAN
 ANTHONY YTURRI

DATE 6-4-82

EXHIBIT A
MINUTES OF 7-14-82

No. 10 Project Chemawa Road-Greenwood Drive
(Contract No. 9486)
Type of Work Grading, Paving & Signals F.A. Proj. No. M-HES-1705(8)
County Marion Highway FAU 1705 (North River Road)
No. of Bidders 5 Low Bidder Fabricators, Incorporated, Salem
Low Bid \$ 622,241.65

Engineer's Recommendation: Award to low MBE responsive bidder subject to the FHWA and Marion County & the sum of \$70,000.00 is deposited by the County.

2nd Bidder: North Santiam Paving Co. \$648,401.90
3rd Bidder: R. A. Hatch Co. \$651,224.00

No. 11 Project Bombing Range Road-Butter Creek (Unit #2)
(Contract No. 9487)
Type of Work Grading, Paving & Structures F.A. Proj. No. F-76(6)
County Morrow Highway Lexington-Echo
No. of Bidders 6 Low Bidder R. L. Coats, Bend
Low Bid \$ 1,187,650.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Baker Redi-Mix, Inc. \$1,193,040.00
3rd Bidder: R. A. Hatch Co. \$1,298,917.00

No. 12 Project Boardman, Stanfield & Deadmans Pass Safety Rest Areas
Building Improvements (Contract No. 9488)
Type of Work and Irrigation System F.A. Proj. No. IR-84-5(2)159
County Morrow & Umatilla Highway Columbia River & Old Oregon Trail
No. of Bidders 6 Low Bidder *V. Peter Larsen, Anderson, CA
Low Bid \$ 97,311.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Aichele Landscaping, Inc. \$199,000.00
3rd Bidder: NORPA Development, Inc. \$259,375.00

* Patent error in low and it was rejected. Awarded to second low bidder, Aichele Landscaping, Inc.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 6-4-82

MINUTES OF 7-14-82

No. 13 Project Fariss Rd.-Powell Blvd. (Gresham, Unit 2)
Grading, Paving, Signing, (Contract No. 9489)
 Type of Work Illumination and Signals F.A. Proj. No. IX-9867(6)
 County Multnomah Highway FAU 9867
 No. of Bidders 5 Low Bidder R. A. Hatch Co., Bend
 Low Bid \$ 762,188.00

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the City of Gresham and the FHWA & the sum of \$132,250.00 is deposited by the City.

2nd Bidder: Columbia Excavating, Inc. \$800,003.74
 3rd Bidder: Dirt & Aggregate Intchge. \$808,885.60

No. 14 Project I-5 Freeway-N. Greeley Avenue
Sound Barrier, Bicycle/Pedestrian (Contract No. 9490)
 Type of Work Path and Landscaping F.A. Proj. No. IX-9926(8)
 County Multnomah Highway North Going Street
 No. of Bidders 6 Low Bidder E. Lee Robinson Const. Co., Tigard
 Low Bid \$ 580,093.31

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the City of Portland and the FHWA & the sum of \$35,200.00 is deposited by the City.

2nd Bidder: Hannan Bros. Constrn., Inc. \$599,979.60
 3rd Bidder: R. A. Hatch Co. \$609,744.00

On June 4, 1982, I accepted the State Highway Engineer's recommendation for award of the projects on which bids were received May 27, 1982, and authorized him to sign the contracts when conditions for the awards have been met. On Job #12 there was a patent error in the apparent low bid and it was rejected and awarded to the second low bidder. On Jobs 4, 5, 8, 9, 10, 11, 12, 13 and 14, if the low bidder fails to meet Minority Business Enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 16 day of June, 1982

Anthony Yturri
 Anthony Yturri, Chairman
 Oregon Transportation Commission

EXHIBIT A
MINUTES OF 7-14-82

TO: Oregon Transportation Commission

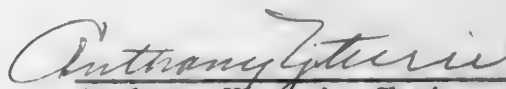
SUBJECT: Report of Actions Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50690	McFadyen, Hugh H. and Evelyn A.	\$ 1,275.00
50908	Morrison, Robert W. and Laura E.	123,000.00
51324	Albina Pipe Bending Co., Inc.	24,000.00
51412	Coltrane, Donald W.	29,000.00
52066	Hauf, Robert and Patricia	10,075.00
52082	Barinaga, Louis and Romona	5,625.00
	6 Transactions	<u>\$ 192,975.00</u>

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 8 day of June, 1982



Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED


STATE HIGHWAY ENGINEER
Date 6/4/82

EXHIBIT AMINUTES OF 7-14-82

TO: Oregon Transportation Commission

SUBJECT: Report of Action Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51112 and		
51113	Moore, Lloyd A. and Edith L., et al	\$ 1,921.00
51319	Dexter, Iseck L.	5,910.00
51832	Holt, Jack and David	-0-
52050	The Bi-Mart Company	2,746.00
52399	Weston Investment Company	10,000.00
52431	Killian, Gerald I. and Mildred C.	450.00
52559	Marylhurst Education Center	-0-
	7 Transactions	\$ 21,027.00

- (2) A Construction-Finance Agreement with the City of LaGrande for construction of the Adams Avenue-Cove Avenue Section of the Willow Street Bikeway. The City will provide all engineering and supervision services for the project. The State will contribute a maximum of \$9,800 from money set aside for development of bicycle-pedestrian trails. (Local Government)

- (3) A Construction-Finance Agreement with the City of St. Helens for construction of portions of the St. Helens Bikeway Network. The City will perform all engineering and supervision for the project, and the State will contribute 35 percent of the cost to a maximum of \$20,000. State funds will be from money set aside for development of bicycle-pedestrian trails. (Local Government)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 16 day of June, 1982

Anthony Yturri
 Anthony Yturri, Chairman
 Oregon Transportation Commission

APPROVED

Ed Hunter
 for STATE HIGHWAY ENGINEER

DATE: 6-11-82

EXHIBIT B
MINUTES OF 7-14-82

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved the action listed below and report it for your official records:

Personal and Professional Service Contract between the Oregon Department of Transportation and T. H. Research of Portland. The contractor is to conduct a survey of 600 Oregonians to determine:

- 1) if they voted in the May 18, 1982 Primary Election;
- 2) if they voted for or against Ballot Measure 4; (increase in gas tax)
- 3) the reasons they voted yes or no on the Measure.

The work is to be accomplished between June 24, 1982, and about July 15, 1982. Cost to State \$1,000.

Approved on June 22, 1982.

Dated this 1st day of July, 1982

Fred D. Miller
Fred D. Miller, Director

7-1-82

EXHIBIT C
MINUTES OF 7-14-82

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On June 8, 1982, approved a personal services contract in the amount of \$2,700 with Shannon and Wilson, Inc., for some triaxial shear tests on the Wheeler Overcrossing Project in Tillamook County. The Highway Division does not have the facilities to make these particular tests.
- 2) On June 22, 1982, approved an agreement with Pacific Power and Light Company transferring State's right, title, interest in easement and interest in powerline serving Hogsback Mountain, Crescent-Chemult Section, The Dalles-California Highway, Klamath County. I also signed a Bill of Sale concerning this matter.
- 3) On June 25, 1982, approved the following highway sections for permitted movement of triple trailer combinations:
 - a) Lexington-Echo Highway No. 320 from M.P. 0.00 (junction with Heppner Highway) to M.P. 19.88 (Butter Creek Junction) in Morrow and Umatilla Counties.
 - b) Heppner Highway No. 52 from M.P. 36.44 (Lexington) to M.P. 45.35 (Heppner) in Morrow County.

Dated this 1 day of July, 1982


H. S. Coulter, State Highway Engineer

6-30-82

TO: Oregon Transportation Commission

EXHIBIT C
MINUTES OF 7-14-82

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

- 1) Traffic signal installation on the Coos Bay-Roseburg Highway at 10th Street in Coquille, Coos County. Bids received May 27, 1982. Contract No. 9477 awarded June 4, 1982, to Hansen Electric Co., Coos Bay, at \$43,297.
- 2) Work on Port Orford-Cape Sebastian Section of the Oregon Coast Highway in Curry County. Bids received May 27, 1982. Contract No. 9480 awarded June 7, 1982, to Fabricators, Incorporated, Salem, at \$783,264.
- 3) Work on Hudson Slough Bridge Section of Smith River Road (FAS A409) in Douglas County. Bids received May 27, 1982. Contract No. 9481 awarded June 21, 1982, to Stach Construction Company, Grants Pass, at \$585,795.05.
- 4) Juniper Canyon Bridge on the John Day Highway in Gilliam County. Bids received May 27, 1982. Contract No. 9482 awarded June 4, 1982, to Douglas S. Coats, Inc., Bend, at \$79,805.
- 5) Work at the Valley of the Rogue State Park, Suncrest and Siskiyou Safety Rest Areas adjacent to the Pacific Highway in Jackson County. Bids received May 27, 1982. Contract No. 9483 awarded June 4, 1982, to V. Peter Larsen, Anderson, California, at \$56,537.99.
- 6) Vail Creek-Nylund Road Section of the Santiam Highway in Linn County. Bids received May 27, 1982. Contract No. 9485 awarded June 4, 1982, to J. C. Compton Company, McMinnville, at \$1,990,548.30.
- 7) Work on the Chemawa Road-Greenwood Drive Section of FAU 1705 (North River Road) in Marion County. Bids received May 27, 1982. Contract No. 9486 awarded June 11, 1982, to Fabricators, Inc., Salem, at \$622,241.65.
- 8) Work on Bombing Range Road-Butter Creek (Unit #2) Section on Lexington-Echo Highway in Morrow County. Bids received May 27, 1982. Contract No. 9487 awarded June 4, 1982, to R.L. Coats, Bend, at \$1,187,650.
- 9) Work at Boardman, Stanfield and Deadmans Pass Safety Rest Areas on the Columbia River Highway and Old Oregon Trail in Morrow and Umatilla Counties. Bids received May 27, 1982. Contract No. 9488 awarded June 7, 1982, to Aichele Landscaping, Inc., Portland, at \$199,000.

EXHIBIT C
MINUTES OF 7-14-82

- 10) Work on Fariss Road-Powell Boulevard (Gresham, Unit 2) Section of FAU 9867 in Multnomah County. Bids received May 27, 1982. Contract No. 9489 awarded June 17, 1982, to R. A. Hatch Co., Bend, at \$762,188.
- 11) Work on I-5 Freeway-North Greeley Avenue Section of North Going Street in Portland, Multnomah County. Bids received May 27, 1982. Contract No. 9490 awarded June 4, 1982, to E. Lee Robinson Construction Co., Tigard, at \$580,093.31.
- 12) Work on Ridge Drive N.E.-Pine Street N.E. (Salem) Section of FAU 1525 (Salem Parkway) in Marion County. Bids received June 3, 1982. Contract No. 9491 awarded June 29, 1982, to R. A. Hatch Co., Bend, at \$5,972,672.75.
- 13) Grading on Arizona Inn Slide Project on Oregon Coast Highway in Curry County. Bids received June 10, 1982. Contract No. 9495 awarded June 17, 1982, to Bracelin-Yeager Excavating and Trucking, Inc., Coos Bay, at \$139,746.
- 14) Gateway Area Traffic Signal Interconnect Project in Multnomah County. Bids received June 10, 1982. Contract No. 9497 awarded June 28, 1982, to Tice Electric Company, Portland, at \$469,900. (Alternate D).
- 15) Work on the Mt. Hood Highway at Birdsdale Avenue in Gresham, Multnomah County. Bids received June 10, 1982. Contract No. 9498 awarded June 28, 1982, to Oregon Asphaltic Paving Co., Portland, at \$126,080.70.
- 16) Traffic signal installation on the N.E. Portland Highway at N.E. 138th Avenue in Multnomah County. Bids received June 10, 1982. Contract No. 9499 awarded on June 28, 1982, to Hertz Electric, Inc., Albany, at \$51,919.
- 17) N. Fork Ash Creek (Hoffman Road) Bridge on FAS A559 in Polk County. Bids received June 10, 1982. Contract No. 9500 awarded June 17, 1982, to Steve Pyles General Contractor, Inc., Salem, at \$48,851.40.
- 18) Work on McKay Creek (Sumac) Bridge in Umatilla County. Bids received June 10, 1982. Contract No. 9501 awarded on June 15, 1982, to Weaver Construction Co., Union, at \$98,820.
- 19) Paving on Emigrant Hill-Meacham Section of the Old Oregon Trail in Umatilla County. Bids received June 24, 1982. Contract No. 9511 awarded June 29, 1982, to Comco Construction, Ore. Ltd., dba Salem Road and Driveway Co., Salem, at \$1,823,891.75.

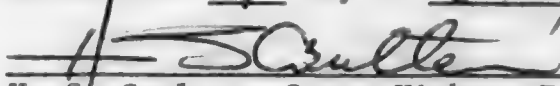
Dated this 1 day of July, 1982

H. S. Coulter, State Highway Engineer

EXHIBIT C
MINUTES OF 7-14-82

VEHICLE WEIGHT RESTRICTION
BELLEVUE-HOPEWELL HIGHWAY NO. 153
DEER CREEK BRIDGE (M.P. 0.90)
YAMHILL COUNTY

An inspection of the bridge over Deer Creek, at M.P. 0.90 on the Bellevue-Hopewell Highway, has revealed extensive rotted conditions in wooden members of the bridge. An engineering evaluation of the condition of the bridge indicates its load carrying capacity is reduced to an extent that a reduced load limit should be imposed for the safety of motorists and to prevent further damage to the bridge.

Acting under authority delegated to me by the Oregon Transportation Commission and pursuant to Oregon Administrative Rule 734-50-090, I hereby order that:

1. Truck and bus traffic shall be limited to one-way movements.
2. A gross weight limit of twelve (12) tons be imposed upon any vehicle or combination of vehicles crossing the subject structure.
3. Signs giving notice of these restrictions are to be posted in a conspicuous manner at such locations as may be necessary to inform the public of the restriction.
4. This weight restriction shall be permanent in nature and is to remain in force until the bridge is reconstructed at a future date.

Signed: 

H. S. Coulter
State Highway Engineer

Date: June 25, 1982

cc Fred D. Miller
W. E. Schwartz
R. W. Gormsen
R. L. Schroeder
C. O. Fredrickson
R. A. Kuehn
R. W. Lucht
J. L. Sollis
R. P. Hamilton
George Bell
John Williams, Superintendent
Oregon State Police

EXHIBIT C
MINUTES OF 7-14-82

QUARTERLY REPORT OF PROPERTY DAMAGE CLAIMS
MADE AND COLLECTED BY STATE HIGHWAY DIV. LEGAL SECTION
Period From 4-1-82 Thru 6-30-82

	No.	Amount
Claims Pending at Beginning of Period	79	\$119,657.23
Claims Pending at End of Period	96	\$190,934.55
<hr/>		
Money Collected During Period		
Installment Payments	46	\$ 1,630.16
Compromise Payments	5	\$ 13,018.52
Payments in Full	78	\$ 70,824.42
TOTAL		\$ 85,473.10
<hr/>		
Claims Abandoned During Period	1	\$ 1,231.29
<hr/>		
Damage Case (Actions Filed)	52	\$103,837.75
Uncollected Judgments	* —	\$ —

* Referred to Department of Revenue for collection.

EXHIBIT D
MINUTES OF 7-14-82

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under delegated authority, the following contracts were accepted as being completed according to specifications:

Contractor and Contract No.	Section and County	Acceptance Date
Babler Bros., Inc. No. 9320	Bombing Range Rd.-Butter Cr., Unit 1 Morrow County	June 2, 1982
Wildish Corvallis Const. No. 9239	Rowell St.-Lacreole Dr. (Dallas) Polk County	June 2, 1982
Morse Bros., Inc. No. 9264	Pacific Blvd.-Santiam Hwy. (Albany) Linn County	June 4, 1982
Willamette-Western, Alaska Constrs., Inc. & General Const. Co., J.V. No. 8526	Columbia Rv. Bridge (N. Channel Substructure) and Government Island Fill Multnomah, Oregon and Clark, Wash.	June 10, 1982
Ross Bros. Const., Inc. No. 9083	Nyberg Creek Bridge (Tualatin) Washington & Clackamas Counties	June 10, 1982
COMCO Const., Ore. Ltd., dba Salem Road & Driveway No. 9318	Boone Rd. SE-Barnes Ave. SE (Salem) Marion County	June 14, 1982
R. A. Hatch Co. No. 9101	Division St. NE-Trade St. NE (Salem) Marion County	June 17, 1982
Cushing Bros., Inc. No. 9343	Sunnyside Rd.-Commercial St. Marion County	June 29, 1982
Roseburg Paving, Inc. No. 9296	Dodge Canyon Cr.-Westwood St. Douglas County	June 29, 1982
Hertz Electric, Inc. No. 9245	NE Columbia Blvd. Traffic Signals @ 3 Intersections Multnomah County	June 29, 1982

July 1, 1982

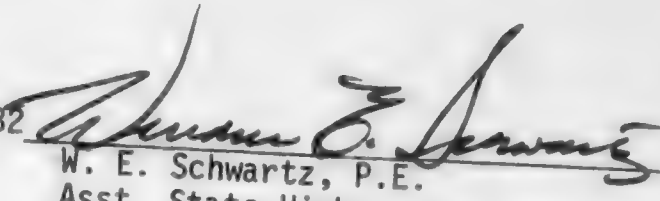

W. E. Schwartz, P.E.
Asst. State Highway Engineer

EXHIBIT E
MINUTES OF 7-14-82

COM 4

July, 1982

TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Crossing Agreements with Bonneville Power Administration for the Alvey Fairview Line and Alvey-Drain Line on the Martin Creek-Anlauf Interchange, Comstock-Anlauf Interchange Section of the Pacific Highway in Douglas County. Approved June 7, 1982. Misc. C & A 7709 and 7710. (23-50)
- (2) Trust Agreement with Bonneville Power Administration for the Chemawa Road-Verda Lane Section of the Salem Parkway in Marion County. Approved June 7, 1982. Misc. C & A 7711 (23-50)
- (3) Release of slope easement excess to our needs on the Bend South City Limits-Murphy Road Section of the The Dalles-California Highway in Deschutes County. Approved June 8, 1982. File 50020. (23-43)
- (4) Sale of 5,000 square feet excess property on the Marquam Bridge-S.E. 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$37,500. Approved June 9, 1982. File 46514. (23-43)
- (5) Sale of 10,000 square feet excess property on the Marquam Bridge-S.E. 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$63,000. Approved June 9, 1982. File 44071. (23-43)
- (6) Sale of 0.09 acre excess property on the Chehalem Creek (Newberg) Section of the Pacific Highway West in Yamhill County for a minimum consideration of \$3,650. Approved June 9, 1982. Files 1806, 1807, 1808. (23-43)
- (7) Construction-Maintenance Agreement with Burlington Northern for the Vail Creek-Nyland Road Section of the Santiam Highway in Linn County. Approved June 9, 1982. File RR 1098. (23-50)
- (8) Signed on June 7, 1982, the modifying Indenture of Access approved by Mr. Yturri for Marvin J. Bernards on the Pringle Corner-McMinnville Section of the Salmon River Highway in Yamhill County. File 13196. (23-46)

EXHIBIT E
MINUTES OF 7-14-82

Report of July, 1982 (Cont'd.)

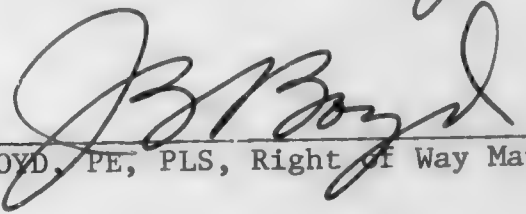
- (9) Sale of 3,920 square feet excess property on the Highlands Interchange-Stadium Freeway Section of the Sunset Highway in Multnomah County for a minimum consideration of \$500. Approved June 10, 1982. File 33798. (23-43)
- (10) Sale of 13,100 square feet excess property on the S.E. 104th-S.E. 122nd Section of the Mt. Hood Highway in Multnomah County for a minimum consideration of \$59,000, supersedes previous approval of June 19, 1981. Approved June 10, 1982. File 46535 (23-43)
- (11) Right of Way Service Agreement with Washington County for the Sunset Highway-Leahy Road Section of S.W. Barnes Road in Washington County. Approved May 7, 1982. Misc. C & A 6145. Agreement 203. (23-45)
- (12) Right of Way Service Agreement with the Port of Morrow for the Port of Morrow Interchange Section of the Old Oregon Trail Highway in Morrow County. Approved June 2, 1982. Misc. C & A 7714. Agreement 204. (23-45)
- (13) Sale of 1.23 acres excess property on the W. 11th-I-5 Section of Beltline Highway in Lane County for a minimum consideration of \$6,800. Approved June 18, 1982. File 52591. (23-43)
- (14) Sale of 2.0 acres excess property on the Mosier-Rowena Section of the Mosier-The Dalles Highway in Wasco County for a minimum consideration of \$6,000. Approved June 18, 1982. File 3086. (23-43)
- (15) Sale of 0.36 acre excess property on the Salmon Creek Section of the Willamette Highway in Lane County for a minimum consideration of \$17,000. Approved June 18, 1982. File 15000. (23-43)
- (16) Permit of Entry Agreement with Union Pacific Railroad for the N.W. 21st-N.W. 92nd Avenue Section of the Banfield Transitway Project in Multnomah County. Approved June 21, 1982. File 49425. (23-2)
- (17) Sale of 0.88 acre excess property on the Powder River Section of the Whitney Highway in Baker County for a minimum consideration of \$225. Approved June 24, 1982. File 51264. (23-43)
- (18) Service Contract with the Southern Pacific Transportation Company for grade crossing protection devices at E. Third Avenue (Albany) in Linn County. Approved June 24, 1982. RR 1099. (23-50)

EXHIBIT E
MINUTES OF 7-14-82

Report of July, 1982 (Cont'd.)

- (19) Permit of Entry Agreement extension with Burlington Northern for the S.W. 89th Avenue-Pacific Highway (Tualatin) Section of S.W. Nyberg Road in Washington County. Approved June 25, 1982. RR 1076. File 51253. (23-50)

Dated this 1 day of July, 1982.


J. B. BOYD, PE, PLS, Right of Way Manager

JBB:jc

EXHIBIT E
MINUTES OF 7-14-82

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

MILL STREET-5TH STREET (SPRINGFIELD) SECTION, CENTENNIAL BOULEVARD -
LANE COUNTY

R-51885 - Southern Pacific Transportation Company, et al. Parcel 1: 1.76 acres; Parcel 2: 1.65 acres, both for right of way purposes. Offer \$300.00.

PARK PLACE-CLACKAMAS COMMUNITY COLLEGE SECTION, CASCADE HIGHWAY SOUTH
- CLACKAMAS COUNTY

R-51421 - Jack W. Parker, et al. Parcel 1: 12.9 acres for right of way purposes; Parcel 2: 4.2 acres for relocating Clackamas River Drive; Parcel 3: 2.75 acres; Parcel 4: 0.32 acre, both for a connection to Redland Road; Parcel 5: 2.28 acres; Parcel 6: 3.0 acres; and Parcel 7: 0.83 acre, all for a construction permit to re-establish gas collection system; and Parcel 8: 0.39 acre for a permanent easement to construct a road approach. Offer \$272,100.00.

R-51442 - F. W. Kmetz, et ux. Parcel 1: 12.15 acres for right of way purposes; Parcel 2: 0.09 acre for a temporary easement for drainage. Offer \$78,900.00.

R-51449 - Betty Lou Dugan, et al. Parcel 1: 2.29; Parcel 2: 6.35 acres, both for right of way purposes; Parcel 3: 0.54 acre; Parcel 4: 0.41 acre; and Parcel 5: 0.7 acre, all for a temporary easement for erosion control. Offer \$75,450.00.

R-51478 - Lee Kronberg, et al. 3.93 acres for right of way purposes. Offer \$255,500.00.

R-51494 - Quintin Day Peasley, et ux. Parcel 1: 0.31 acre for right of way purposes; Parcel 2: 0.23 acre for a permanent easement to construct a road approach. Offer \$10,725.00.

WILLAMETTE RIVER/I-205 SECTION, COLUMBIA RIVER HIGHWAY - MULTNOMAH
COUNTY

R-51148 - Ronald C. Engesether, et al. Parcel 1: 0.3 acre for right of way purposes; Parcel 2: 475 square feet for a permanent easement for retaining wall footings; Parcel 3: 0.05 acre for a temporary easement for retaining wall construction. Offer \$422,000.00.

Dated this 2 day of June, 1982.


J. B. Boyd, Right of Way Manager

RE: Report of Offers Tendered - 4703 -

EXHIBIT E
MINUTES OF 7-14-82

July, 1982

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Assistant Right of Way Manager in the absence of the Right of Way Manager, (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Sale of an easement for overhead line over a 7.3 acres parcel of excess property to Portland General Electric for a minimum consideration of \$1,000. Approved June 15, 1982. File 8237A. (23-43)

Dated this 1 day of July, 1982.

R. J. Henry
R. J. Henry, Assistant Right of Way Manager

RJH:jc

TEMPORARY RULE DELETING MISDEMEANOR FINE
FOR VIOLATION OF PARK AREA RULES
(Brackets [] Indicate Deletions)

EXHIBIT _____ F
MINUTES OF 7-14-82

WHAT THIS RULE DOES:

This temporary rule amends OAR 736-10-020 by deleting a fine of imprisonment for violation of park area rules.

STATUTORY AUTHORITY AND PROCEDURES:

ORS 390.160 authorizes the Oregon Department of Transportation to adopt rules for the use and administration of state parks. ORS 184.619 grants the Oregon Transportation Commission authority to adopt rules it considers necessary to carry out the functions of the Department. By administrative rule, the Commission has delegated to the State Parks Administrator authority to adopt emergency rules to protect park visitors, facilities, resources, and the environment.

RULE:

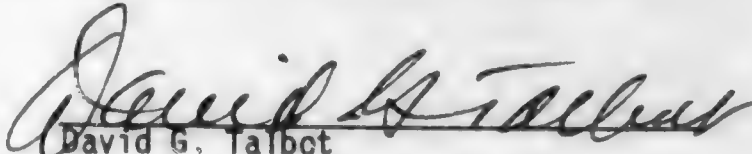
General Regulations

736-10-020 (1) The park manager is authorized to obtain compliance of the public with the park area rules and to order any person violating these rules to leave the park area.

(2) Except where permissible for overnight camping, no person, other than authorized personnel, shall enter or remain in any park area between the daily closing and opening time as posted at the entrance to each park.

(3) Under ORS 390.990, a violation of park area rules is punishable upon conviction by a fine not to exceed \$500 [or imprisonment in the county jail not to exceed 30 days].

This temporary rule shall expire at 11:59 p.m., October 25, 1982.


David G. Talbot

State Parks Administrator

Adopted on June 25, 1982
to be effective 12:01 a.m.,
June 28, 1982

*General filed
in State Parks
Section 3N*

TEMPORARY RULE REQUIRING PAYMENT OF
DAY USE FEES AT
SELECTED STATE PARKS
FROM JUNE 26, 1982, THROUGH OCTOBER 23, 1982

STATE PARK RULE #43M

EXHIBIT F
MINUTES OF 7-14-82

WHAT THIS RULE DOES:

This rule requires the payment of a motor vehicle entry fee for weekends (Saturday and Sunday) and legal holidays at designated areas of selected state parks from Saturday, June 26, 1982, through Saturday, October 23, 1982. The \$1.00 charge will be made to each motor vehicle entering the parks.

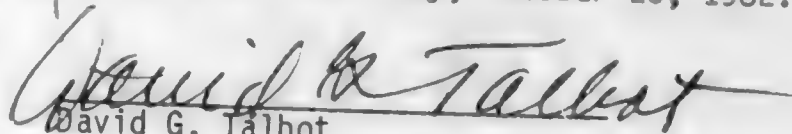
STATUTORY AUTHORITY AND PROCEDURES:

ORS 390.160 authorizes the Oregon Department of Transportation to adopt rules for the use and administration of state parks. ORS 184.619 grants the Oregon Transportation Commission authority to adopt rules it considers necessary to carry out the functions of the Department. By administrative rule, the commission has delegated to the State Parks Administrator authority to adopt emergency rules to protect park visitors, facilities, resources, and the environment.

RULE:

1. Except as listed in Paragraph 2 of this rule, no motor vehicle, which includes automobiles, motorhomes, and motorcycles, shall enter designated areas of the following state parks on selected weekends (Saturday and Sunday) or on legal holidays as defined in ORS Chapter 187 without payment of the \$1.00 entry fee: Agate Beach State Park, Benson State Park, Bullards Beach State Park, Cape Lookout State Park, Ecola State Park, Fogarty Creek State Park, Fort Stevens State Park, Harris Beach State Park, Hendricks Bridge State Park, Honeyman State Park, Mary S. Young State Park, Stewart State Park, The Cove Palisades State Park, Tugman State Park, Tumalo State Park, and Wallowa Lake State Park.
2. Exceptions to the \$1.00 per vehicle entry fee include:
 - a) emergency vehicles;
 - b) government vehicles on official business;
 - c) business and delivery vehicles on official business;
 - d) buses;
 - e) other motor vehicles as designated by the State Parks Administrator.
3. This rule shall be effective at the above state parks from Saturday, June 26, 1982, through Saturday, October 23, 1982.

This temporary rule shall expire at 11:59 p.m., Saturday, October 23, 1982.


David G. Talbot
State Parks Administrator

Adopted on June 18, 1982
to be effective 12:01 a.m.,
Saturday, June 26, 1982.

REPORT OF CASES FILED BY AND AGAINST THE DEPARTMENT OF TRANSPORTATION

L-8195 Mary Jo Avery, vs. Oregon Department of Transportation, City of Lake Oswego, a municipal corporation, Lawrence E. Baird, John Doe Galloway, and Brian Blais. This law suit arises out of an incident that occurred on June 22, 1981 near the intersection of Lakeview Boulevard and South Shore Drive in Lake Oswego, Clackamas County, Oregon. The plaintiff was stopped by two police officers from the City of Lake Oswego on the aforementioned date. Upon request the plaintiff surrendered her operator's license #225423. The defendants informed plaintiff that records at the Department's Motor Vehicles Division disclosed that plaintiff purported has been issued license #3231488 which license was purportedly suspended. The State is alleged to be negligent for the following: (1) In maintaining records under plaintiff's name indicating that her operator's license was suspended, (2) In failing to properly notify plaintiff that said records were being maintained. The plaintiff is seeking \$10,000 in general damages from the State. The matter has been referred to the Attorney General's office for the defense of the State.

L-8200 Debra Lynn Jones, vs. Michael Scott Powell; State of Oregon by and through their Department of Transportation. This law suit arises out of an accident that occurred on December 9, 1980 on Old Highway 101 in Douglas County. The plaintiff alleges the State was negligent in (A, in failing to properly maintain the highway, (B) failing to remedy or remove the icy road condition, (C) failing to apply sand, salt or other abrasive substance, (D) failing to provide an adequate drainage system to remove water, (E) failing to place any warning signs, devices or signals on the highway. The plaintiff is seeking \$150,000 in general damages and \$3,953 in special damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-8199 Wildish Medford Construction Company, an Oregon corporation, vs. State of Oregon acting by through its State Highway Division of the Department of Transportation and the Oregon Transportation Commission. This law suit arises out of a contract that was entered into on September 25, 1979 State Highway Division Contract No. 9029. Plaintiff alleges he has performed all of his obligations under the contract and is now seeking a judgment in the amount of \$89,268.65. The matter has been referred to the Attorney General's office for the defense of the State.

L-8218 William W. Templeton, vs. Folger R. Soderstrom; Howard Johnson, Highway Division, District Engineer; and Oregon Department of Transportation, Highway Division. This law suit arises out an accident that occurred on December 23, 1979 on Interstate 5 at or about Milepost 217 in Linn County, Oregon. The State is alleged to be negligent in not patching a series of potholes on Interstate 5 which are alleged to be the cause of the accident. Plaintiff is seeking \$73,888.75. The matter has been referred to the Attorney General's office for the defense of the State.

L-8219 Philip Bennett, vs. Pacific Northwest Bell Telephone Company, a corporation, City of Portland, State of Oregon. This law suit arises out of an accident that occurred on June 11, 1980 at the intersection of North Lombard and North Denver intersection in the City of Portland, Multnomah County. The plaintiff alleges that the State of Oregon was negligent in (A) failing to keep and maintain the roadway in good and proper repair and that the pavement surrounding said manhole was allowed to settle so that a ridge was created between the manhole sill and the pavement, said sill causing a sudden deflation of the rear motorcycle tire and fracture of the rear wheel; (B) failing to inspect and discover the above-described condition; (C) failing to warn plaintiff and other motorists of the above described condition; (D) failing to erect any barriers or other protective devices to keep the plaintiff and other motorists off and away from the above-described condition; (E) that defendant State of Oregon had exclusive control and management over said roadway and that the sudden deflation of plaintiff's motorcycle tire and fracture of said wheel as heretofore set forth and described, was an event which in the ordinary course of events, would not have occurred but for the negligence of the State as described. The plaintiff is seeking \$15,000 general damages together with \$500 special damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-8197 Lyle Miner, Personal Representative of the Estate of Harry Miner, Deceased, and Lyle Miner, the Personal Representative of the Estate of Ida Miner, Deceased vs. State of Oregon. This is a companion case to L-8162 previously reported to the Commission on April 8, 1982. The same items of negligence are alleged against the State. The plaintiff is seeking \$300,000 in general damages and \$3,880.16 in special damages for the death of Lyle Miner and \$500,000 general damages and \$10,533.19 in special damages for the death of Ida Miner. The matter has been referred to the Attorney General's office for the defense of the State.

EXHIBIT C
7-14-82
MINUTES OF

L-8181 William Lee Griffin vs. State of Oregon. This law suit arises out of an accident that occurred on November 25, 1981 on Interstate 5 southbound at or near milepost 8.3 approximately 3.2 miles north of exit No. 5. The plaintiff alleges that the defendant, State of Oregon, was negligent in one or more of the following particulars. (1) In failing to remove the black ice from the surface of Interstate 5 at or near milepost 8.3. (2) In failing to properly sand or otherwise maintain the road surface at or near milepost 8.3. (3) In failing to warn approaching traffic of a potentially icy conditions on Interstate 5. The plaintiff is seeking \$100,000 in general damages and \$42,000 in special damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-8183 Kathryn Schaefer vs. State of Oregon. This is a companion case to L-8162. The plaintiff is alleging the same items of negligence and is seeking \$135,000 in general damages and special medical expenses to be determined later. The matter has been referred to the Attorney General's office for the defense of the State.

L-8182 State of Oregon, by and through its Department of Transportation, Highway Division vs. Burlington Northern, Inc., a corporation organized and existing under the laws of the State of Delaware; Spokane, Portland and Seattle Railway Company, a corporation organized and existing under the laws of the State of Washington; Manufacturers Hanover Trust Company, a corporation organized and existing under the laws of the State of New York; Clatsop County, Oregon, a political subdivision of the State of Oregon; and the City of Seaside, Oregon, a municipal corporation in the State of Oregon. This suit is for quite title for a portion of old railroad right-of-way abutting State Highway No. 9 otherwise known as the Oregon Coast Highway both inside and outside of the City of Seaside, County of Clatsop. The matter has been referred to the Attorney General's office for the defense of the State.

L-8161 Oregon Broadcasting Company vs. Oregon Department of Transportation, Highway Division and Rogue Valley Mall Associates. This is an appeal from a road approach permit issued by the Highway Division. It is a petition for stay of the approach permit along with an appeal from the issuance of the permit under ORS 183.484. This involves a road approach permit in Jackson County and as a result of a dispute between three adjacent property owners. The matter will very likely be worked out to the satisfaction of all property owners and the appeal was merely filed to preserve the rights of one of the property owners. The matter has been referred to the Attorney General's office for the defense of the State.

L-8190 George E. Gaunce and Joy Sue Hawkins vs. State of Oregon, and City of Portland. This is a law suit for contractual interference with the allegations being that an employee of the State Highway Division interfered with the sale of the property by the plaintiff prior to the institution of an eminent domain proceeding. The complaint alleges that the State employee advised a potential purchaser that he should not buy the property. Plaintiffs are seeking \$65,000. The matter has been turned over to the Attorney General's office for defense of the State.

L-8189 Daralyn Ely, Personal Representative of the Estate of Ricky Dean Ely, deceased, and Wanda Ely, Personal Representative of the Estate of Theresa Gay Ely, deceased vs. Union Pacific Railroad Company, a corporation, Carolyn Maxine Creek, Martha Jean Creek, The City of Milton-Freewater, and the State of Oregon. This law suit arises out of an accident that occurred on February 10, 1981 on N. Elizabeth Street in the city of Milton-Freewater, County of Umatilla. The alleged negligence of the State is that it knew or should have known that the intersection lacked adequate warning and markings so that on-coming motorists are not made aware of on-coming trains. The plaintiffs are seeking \$1,000,000 for the death of Ricky Dean Ely and \$500,000 for the death of Theresa Gay Ely. The matter has been referred to the Attorney General's office for the defense of the State.

L-8192 Arnold Webber and Joan Webber vs. Mildred Howe, Arnold Howard and State of Oregon. This law suit arises out of an accident that occurred on Highway 58 near Oakridge in Lane County. Arnold Howard was operating a motor vehicle owned by Mildred Howe that came to a stop inside the tunnel on Highway 58. The items of negligence against the State are: 1) Failing to maintain the public road and tunnel area in a condition that was safe for normal use of vehicles upon the roadway, 2) In failing to inspect and discover that a situation existed upon the roadway and specifically within the tunnel area that made it difficult and created a risk of injury for vehicles and persons normally operating upon the said roadway, 3) In failing to warn vehicles approaching the tunnel area of Highway 58 that a dangerous situation existed for vehicles normally travelling upon said roadway, 4) In failing to otherwise discover said dangerous condition and in failing to remedy said dangerous situation or to do any other

and necessary prudent act so as to remedy the dangerous driving condition then and there existing. The first claim of relief is for the sum of \$5,600 special damages and for plaintiff's costs and disbursement incurred, second claim for relief in favor of plaintiff Arnold Webber for the sum of \$5,000 general damage and for special damages in an amount undetermined at present, and for plaintiff's costs and disbursements incurred, third claim for relief in favor of plaintiff Joan Webber for the sum of \$2,000 general damages and for her reasonable attorney fees and costs, and disbursements incurred herein. The matter has been referred to the Attorney General's office for the defense of the State.

L-8191 Jack P. Robertson vs. The State of Oregon. This law suit arises out of an accident that occurred on January 16, 1982 on U.S. Highway 26 at or near Milepost 20 in Clatsop County. The items of negligence alleged against the defendant are: 1) In failing to properly and adequately place signals, flares and warning signs at the entrances to the sunken grade, so as to give motorists adequate notice of the danger on the sunken grade or to otherwise control traffic; 2) In failing to stop and examine the sunken grade area for wash-board, potholes and ruts; 3) In failing to fill, grade and smooth the sunken grade area when the State of Oregon Highway Division personnel knew or should have known of the extreme danger posed by the wash-board, potholes and rutting; 4) In failing to have the State of Oregon Highway Division personnel put the extreme hazard at the sunken grade area, so that traffic could be controlled until the dangerous conditions were remedied; and 5) In failing to establish an adequate method of warning and communication, so as to allow the State of Oregon Highway Division personnel to convey information on the road conditions at the sunken grade, so that corrective measures could be taken promptly when needed. The plaintiff is seeking \$2,224.35 in special damages and \$100,000 in general damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-8196 William Eberhardt vs. City of Eugene, an incorporated City and political subdivision of the State of Oregon; and the State of Oregon. This law suit arises out of an accident that occurred on February 10, 1982 near 365 Rutledge Street in the City of Eugene, Lane County, Oregon. The items of negligence alleged against the State are: 1) In painting lines in and upon the roadway which have the effect of misleading a driver unfamiliar with the road that the road continued beyond where said road actually stopped which allusion constituted a dangerous condition under the circumstances therein and which conditions defendant knew or should have known existed. 2) In failing and neglecting to warn motorists then and there existing, the defendant knew or should have known that failure to warn motorists constituted an inherently dangerous condition to drivers on the road and in particular the plaintiff. 3) In failing to set up barriers at the end of said roadway which would prevent motorists from driving their vehicles off of the roadway into a ditch when in the exercise of reasonable care and diligence the defendant knew or should have known that said barriers were necessary for the safety of motorists and in particular the plaintiff. The plaintiff is seeking \$60,000 for general damages, \$2,000 per month for lost wages from the date of injury until plaintiff is released to work, and \$1,500 property damages and plaintiff's costs and disbursements incurred herein. The matter has been referred to the Attorney General's office for the defense of the State.

REPORT OF CONDEMNATION CASES SETTLED

Defendant	State's Offer	State's Highest Appraisal	Amount of Settlement
Derine Sagner et al	\$131,450	\$131,450	

L-7855
R-50560
Section: NE Columbia Blvd.-NE Weidler St.
Highway: Pacific East
County: Multnomah
*Settled by Right of Way

REPORT OF TRIAL OTHER CASES

STATE PLAINTIFF

Defendant	Cause of Action	Demands of Plaintiff	Verdict or Judgment
Michael Wilkie	Property Damage	\$2,386.73	\$2,386.73 + 9%

L-8017
Attorney Fees: \$485.00
County: Marion
Court Costs: \$39.00

EXHIBIT C
MINUTES OF 7-14-82

REPORT OF CONDEMNATION CASES SETTLED

<u>Defendant</u>	<u>State's Offer</u>	<u>State's Highest Appraisal</u>	<u>Amount of Settlement</u>
Clarence Dodge	\$71,500	\$80,600	\$97,500
L-7872 R-50491 Section: NE Alameda Ave.-NE Garden Valley Highway: Oakland-Shady County: Douglas County			
A. Calceagno	\$135,000	\$168,750	\$195,000
L-7941 R-50872 Section: SE 50th Ave.-SE 92nd Ave. Highway: Mt. Hood County: Multnomah			
Pioneer Trust	\$45,800	\$49,700	\$207,000
L-8025 R-51628 Section: Willamette Bridge (Salem) Highway: Willamette-Salem County: Marion			
Remarks: This is a taking that involved a temporary easement across one lot and a small taking of a corner from another lot south of the bridge.			

Rather than taking a temporary easement for about \$40,000 and paying \$7,000 for a fee taking off of the second lot, it was decided to buy the entire lot on the north side of the bridge for \$200,000 and pay \$7,000 for the small taking on the south side of the bridge.

The overall effect of this is that the State will have available for sale after the bridge is built, a full lot on the north side of the bridge, which has a present value of somewhat over \$200,000 and will in all likelihood recover the total cost of the file when the excess land is sold after the bridge is completed.

REPORT OF SETTLEMENT OR DISPOSITION
OF CASES OTHER THAN CONDEMNATION

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>
State	Salvador Serna	Property Damage	\$1,231.29
L-8110 County: Jackson Disposed of by: Mr. Serna was deported as an illegal alien.			
Floyd Spence	State	Personal Injury	\$13,756.11
L-7961 County: Lane Disposed of by: Case tendered to contractor.			
State	Scott Shogren	Property Damage	\$813.16
L-7516 County: Washington Disposed of by: Paid in full.			

EXHIBIT ^H
MINUTES OF 7-14-82

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On JUNE 25, 1982, \$ 2,824,801.24 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of MAY, 1982.

On JUNE 25, 1982, \$ 1,692,063.05 (12.17% of the Highway Fund) was distributed to the cities for the month of MAY, 1982.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 24TH day of JUNE, 1982

V. E. Skoog

V. E. Skoog, Controller
Highway Division

Attachments

cc: Fred Miller
John Earley

MINUTES
of the
OREGON TRANSPORTATION COMMISSION MEETING
held on
August 17, 1982

Salem, Oregon
August 17, 1982

The Oregon Transportation Commission held its monthly meeting in the Conference Room (122) of the Transportation Building beginning at 10 a.m. Notice of the meeting had been made by press release to the newspapers of general and local circulation throughout the State. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
N. B. Giustina, Member
Fred D. Miller, Director of Transportation
Dale Hormann, Assistant Attorney General
George Bell, Assistant Director for Intergovernmental and
Public Affairs
Larry Rulien, Assistant Director for Administration
Paul Burket, Administrator of Aeronautics Division
David Talbot, Administrator of Parks and Recreation Division
Dennis Moore, Administrator of Public Transit Division
H. S. Coulter, State Highway Engineer
Robert Bothman, Assistant State Highway Engineer for
Administration
Wendell Schwartz, Assistant State Highway Engineer for
Operations
Shirley Eads, State Travel Director
Joe Christian, DOT Fiscal Officer
Dale Wilken, Federal Highway Administration
Doug Manthe, Motor Vehicles Division
Robert Gormsen, Manager, Commission Services

There were other staff members and visitors present.

The Commission unanimously approved the following items on the consent calendar:

- 1) Minutes of the Commission meeting of July 14, 1982.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2726" on file in Commission's files, Salem.)
- 3) Adopted resolution abandoning from the State highway system a short segment of old alignment in the Minam Section of the Wallowa Lake Highway in Wallowa County. ("Abandonment Resolution No. 606" on file in Commission's files, Salem.)

(continued next page)

4) Bicycle-pedestrian path program for remainder of fiscal year 1982 and for fiscal years 1983 through 1985.

Region	Highway Name	County	Section Name	Begin M.P.	Length	Total
FISCAL 1982 PROJECTS						
1	Mt. Hood Highway	Multnomah	162nd-Ava Avenue	9.27	3.3	\$ 54,000
1	City Streets	Columbia	St. Helens Cooperative Project	-	1.0	57,143
2	Pacific West	Yamhill	Salmon R Hwy-Linfield College	29.79	0.9	10,000
3	Eugene-Florence	Lane	Poterf Creek-Poodie Creek	37.48	2.8	250,000
4	Ochoco	Deschutes	Ochoco Highway (Redmond)	0.12	0.6	64,000
4	Ochoco	Crook	Ochoco Creek-Barnes Butte Road	19.40	1.6	293,800
FISCAL 1983 PROJECTS						
1	Sunset	Multnomah	Zoo Exit-Vista Ridge Tunnel	72.97	0.33	72,000
1	Union Avenue	Multnomah	Union & Burnside Curb Ramp	0.00	N/A	6,000
1	Hall Boulevard	Washington	Tigard-Tualatin (Hall Blvd) PE	4.97	4.31	20,000
1	E. Portland Freeway	Clackamas	I-205 Bikeway-Clackamas Town Ctr	14.58	0.5	20,000
1	Mt. Hood	Multnomah	SF 136th-SE 162nd	7.90	1.8	50,000
2	Salem-Dayton	Polk	Oak Crest Farm-Orchards Heights	17.20	3.0	30,000
2	Oregon Coast	Clatsop	Meawanna Cr-Holladay Dr (Seaside)	19.72	2.0	70,000
2	Tualatin Valley	Washington	Hawthorne St (Forest Grove) - Dennis Avenue (Hillsboro) Unit 1	13.58	2.5	150,000
2	Salem-Dayton	Polk	Lincoln-Oak Crest Farm	14.93	1.7	40,000
2	Salmon River	Polk	Tillamook Co-Grand Ronde	-	N/A	30,000
3	Tiller-Trail	Douglas	Canyonville-Stanton Park	1.52	1.0	221,000
3	Florence-Eugene	Lane	Poterf Cr-Fish Cr	35.35	2.0	130,000
4	Green Springs	Klamath	Fairhaven School-Agate Street	57.59	1.01	76,000
4	Ochoco Highway	Wheeler	MP 71.46-Keyes Cr Summit Unit 1	71.46	0.9	110,000
5	City Street	Union	Willow Street (La Grande)	-	0.4	30,000
5	City Street	Umatilla	Pendleton City St. Marking	-	10.5	29,875
5	City Street	Morrow	S Main Street (Boardman)	-	1.18	15,000
FISCAL 1984 PROJECTS						
1	Hall Boulevard	Washington	Tigard-Tualatin Phase 1	4.97	0.9	\$ 90,000
1	I-205	Clackamas	Sunnyside Rd-Oregon City Bypass PE	-	N/A	20,000
1	-	Multnomah	Bvrtn/Hillsdale to Scholls and to Terwilliger PE	-	N/A	12,500
1	Mt. Hood	Multnomah	I-205/SE 136th Avenue	5.59	2.11	50,000
1	Tualatin Valley	Washington	Hawthorne Street (Forest Grove) - Dennis Avenue (Hillsboro) Unit 2	16.08	2.5	100,000
2	Nehalem	Washington	16th Avenue-TV Hwy (Forest Grove)	89.90	0.8	20,000
3	Arago	Coos	Sunset Bay-Shore Acres	11.03	1.65	58,000
3	Redwood	Josephine	X 0.15 - 0.79	X0.15	0.94	75,000
3	Florence-Eugene	Lane	MP 34.0 - Walton	32.66	1.45	100,000
4	Ochoco	Wheeler	MP 71.46-Keyes Cr Summit Unit 2	71.46	0.9	112,000
4	Ochoco	Wheeler	MP 28.2 (Mill Cr Br) - MP 30.3	28.20	2.1	100,000
5	Emigrant St-Frazer St	Umatilla	Emigrant St-Frazer St RR Xings (Pendleton)	-	N/A	80,000
-	-	-	Cooperative Projects (to be identified)	-	-	150,000
FISCAL 1985 PROJECTS						
1	McLaughlin Corridor	Multnomah	Ladd-Hawthorne Bridge	-	1.5	20,000
1	Hall Boulevard	Washington	Tigard-Tualatin Phase 2	6.0	2.0	100,000
1	Sunset	Multnomah	Goose Hollow Bikeway Lighting	73.72	0.5	25,000
1	I-205 Bikeway	Clackamas	Sunnyside Road to I-5 Phase 1	14.58	-	150,000
1	Capitol Highway	Washington	Bvrtn/Hillsdale - Scholls	-	-	100,000
1	Capitol Highway	Multnomah	Bvrtn/Hillsdale - Terwilliger	-	-	100,000
2	Santiam	Jefferson	MP 80.8 - MP 87.1 Shoulder	80.80	6.3	130,000
3	Florence-Eugene	Lane	Poodie Creek-Long Tom River	40.99	1.21	40,000
3	Drain-Yoncalla	Douglas	Yoncalla Transfer Rd-Elkhead Rd	4.44	1.19	155,000
3	Pendleton-John Day	Umatilla	Cooper Creek-Ukiah/Hilgard	44.46	5.0	100,000
3	Sam's Valley	Jackson	MP 0.73 - MP 2.16	0.73	1.43	46,000
3	Rogue Valley	Jackson	MP 1.41 - MP 2.46	1.41	1.05	25,000
3	Goshen-Divide	Lane	MP 4.33 - MP 5.15	4.33	0.82	25,000
-	-	-	Cooperative Projects (to be identified)	-	-	150,000
-	-	-	Road Approach Paving (to be identified)	-	-	100,000

5) Added a Community Development Block Grant Project (traffic signals at Ritchey Road and 282nd) on the Clackamas-Boring Highway in the community of Boring in Clackamas County to the Construction Program. Funding would be in the amount of \$115,000 at no cost to the State. (Authorized State Highway Engineer to sign necessary agreements.)

(continued next page)

- 6) Granted authority to appear before the Emergency Board for funds for the continuation of rail planning in the amount of \$13,207 (General Funds) and to expend \$30,815 (Federal Funds) to carry the program through the biennium.
- 7) Authorized increases in project authorizations on the following contracts:
 - a) Contract No. 9494 for the 19th Street-Astor Column (Astoria) on Coxcomb Hill Road in Clatsop County, in the amount of \$39,600.
 - b) Contract No. 9301 for the Davis Slough-Bullards Bridge Section of the Oregon Coast Highway in Coos County, in the amount of \$154,218 (7.2% increase).
- 8) Granted authority to appear before the Emergency Board for approval to reclassify seven positions and abolish one position in the Motor Vehicles Division. (See reclassification request and funding plan on file in Commission's files, Salem.)
- 9) Added a traffic signal controller project on The Dalles-California Highway in Bend to the State Construction Program. This would replace the out-dated controllers at Revere, Greenwood and Franklin Avenues. Cost of project \$54,600 to be financed with Federal-aid Primary Funds including \$6,500 State match. (Authorized State Highway Engineer to sign necessary agreements.)
- 10) Adopted permanent administrative rule repealing a rule for the issuance of 14-foot high load permits. Rule is unnecessary due to a statutory change allowing 14-foot high loads. ("Permit Rule No. 38A" on file in Commission's files, Salem.) Rule was filed with the Secretary of State on August 30, 1982 and effective that date. The rule will be published in their Administrative Rule Bulletin on September 15, 1982.
- 11) Agreement between the Motor Vehicles Division and the Department of State Police concerning inspecting the vehicle identification number on vehicles. (Authorized the Administrator of Motor Vehicles Division to sign agreement.)

Written delegated authority reports had been sent to the Commission prior to the meeting. These reports show the action taken by the following officials on behalf of the Commission pursuant to

(continued next page)

its duly adopted delegation orders. (Exhibits are on file in the Commission's files, Salem.)

Chairman of Transportation Commission	Exhibit A
Vice Chairman of Transportation Commission	Exhibit B
Director of Transportation	Exhibit C
State Highway Engineer	Exhibit D
Assistant State Highway Engineer	Exhibit E
Right of Way Manager	Exhibit F
State Parks Administrator	Exhibit G
Highway Controller	Exhibit H
Administrator, Motor Vehicles Division	Exhibit I
Administrator, Aeronautics Division	Exhibit J
Administrator, Public Transit Division	Exhibit K

The Commission confirmed their next meeting date as Wednesday, September 29, 1982, in Klamath Falls. (Further information about the Klamath Falls meeting will be provided later.) The Commission tentatively set Tuesday, October 19, 1982, in Salem, for the following meeting.

Mr. Miller recalled that in a Ways and Means Sub-Committee budget note, the 1981 Legislature instructed the Highway Division to reduce its staffing by 222 full-time equivalent positions. He said this goal was achieved. In a related budget note, the Sub-Committee also directed the Department to develop and implement a plan to control personal service costs impacting the State Highway Fund using 1979-81 dollar buying power per full-time employee as a base. He said manpower levels were found to be below the 1979-81 base. The Department, he continued, proposes to manage future manpower levels by developing more appropriate staffing guidelines for the Motor Vehicles, Highway and Central Services Divisions and to monitor staffing with the use of those guidelines. (See letter of August 3, 1982 to the State Emergency Board on file in Commission's files, Salem.) Mr. Miller said an oral report will be made to the State Emergency Board.

Mr. Miller said it was necessary to increase the personal services contract with Petzold and Associates, Inc., to incorporate the additional funds of \$254,563 appropriated by the Second Special Session of the 1981 Legislature for an emergency tourism campaign. The Commission unanimously approved the amendment and authorized the Director to sign Addendum No. 2 to the original contract.

The Chairman recognized Doris Nelson. Mrs. Nelson participated in the West Salem Waterfront Festival Road Race on August 14, 1982, and won in the women's division, age group of 40 to 49 years. She ran 7.3 miles in 58 minutes and 46 seconds.

Mr. Miller said the Department newspaper, VIA, was chosen as the best in-house transportation newspaper in a competition among 22 other States. He presented the Editor of VIA, Anna Muzzall, with a plaque from AASHTO and the Oklahoma Department of Transportation. The Commission offered their congratulations to Mrs. Muzzall.

Mr. Burket reported that the Federal Airport Development Act is now nearing passage in Congress. If it passes, Oregon will receive this fiscal year more than \$1 million for general aviation airport development and the following year \$1.4 million.

Mr. Moore introduced Beth Mulcahy, Field Representative for North Central Oregon. Mrs. Mulcahy briefed the Commission on an inter-governmental agreement between Tri-Met, the Metropolitan Service District and the Public Transit Division concerning special needs transportation. This provides transportation services to the elderly, handicapped and rural residents of the tri-counties. It operates these services through subcontractors. Mrs. Mulcahy then asked for the Commission's approval to enter into a grant agreement with Tri-Met to purchase five small buses with accessory equipment. The vehicles requested will be used by a subcontractor to provide service in the rural areas of Washington County. Total cost of the grant will be \$175,000 and will commit \$140,000 of Federal Funds and \$17,500 of State General Funds. Tri-Met will meet the remaining local match requirement of \$17,500. The Commission unanimously approved the request.

Mr. Talbot explained an administrative rule regarding the adoption of the Silver Falls State Park Master Plan. He said no requests for a hearing were received and asked for the Commission's concurrence in his adopting the Plan. The Commission unanimously concurred. (See "State Park Rule No. 49B" on file in Commission's files, Salem. Mr. Talbot adopted the administrative rule by amending OAR 736-18-000 to include the Master Plan for Silver Falls Park on August 23, 1982, filed the rule with the Secretary of State on August 30, 1982, and effective that date. The rule was published in the Secretary of State's Administrative Rule Bulletin on September 15, 1982.)

Mr. Talbot requested permission to add a decision package to the Parks Division 1983-85 budget of \$125,000 to purchase property along the Deschutes River in Sherman and Wasco Counties. He said the Department of Fish and Wildlife have included funds in their budget for this same purpose. The Commission unanimously approved the request.

Mr. Talbot said the staff has been considering petitions to close a portion of the beach on the Central Coast fronting the Dunes National Recreation Area in Lane, Douglas and Coos Counties. He said the staff put a report together recommending closure and mailed it to the Parks Advisory Committee. The Committee voted six for status quo and two for the staff's recommendation. The Committee, therefore,

was in favor of making no changes to the present beach management. After discussion, the Chairman appointed a special committee of Vice Chairman Walsh, Mr. Talbot and Mr. Miller to study the matter further and make a report at a future meeting.

Ms. Eads reported that the visitor tourist count at the border centers is almost identical with last year's count. The in-state travel count is down between six and 10 percent. The Chairman asked how the in-state count was determined. Ms. Eads replied that they do not have a systematic survey yet although the University of Oregon was contacted about doing a household survey later this season. She then told the Commission that the annual interview survey would be ready soon. She also related several instances where visitors had complimented Oregon on their clean parks, their friendly manner, good highways and rest areas.

Mr. Coulter gave a brief report on the WASHTO Conference he attended last week in Jackson Hole, Wyoming, at which there were over 200 delegates from the 15 Western States.

Vice Chairman Walsh said he had taken a tour of I-205 and the Bridge and everything appears to be on schedule. He mentioned that the Justice Center is also on schedule. He said the coordination of the completion of the Jail and the Freeway is very vital so that the prisoners could be moved from Rocky Butte before the freeway is open. He asked that Mr. Coulter and Mr. Miller study this coordination, look at the contingencies and the options, and report back with some definite schedules.

The Chairman then called on Mr. James F. Sprague, Washington State Patrol, to head the delegation concerning fire protection on the I-205, Columbia River Bridge.

Major Sprague read a statement from State Senator Hal Zimmerman, Clark, Skamania, and Klickitat Counties. (Letter dated August 16, 1982, on file in Commission's files, Salem.) The letter urged the Commission to consider giving additional attention to gathering more detailed information so that a suitable solution can be agreed upon.

Major Sprague said he also spoke for Chief Neil Maloney of the Washington State Patrol. He said they only have one-quarter mile of jurisdiction on the bridge but responsibility would be extended the full length. They were very concerned about the facility and supported Senator Zimmerman's letter and stated there should be a contingency plan to deal with any eventuality. It was also his understanding that the bridge would not have call phones.

The Chairman indicated that staff had studied the installation of emergency firelines on the bridge and had concluded there was not a need as the cost was excessive in terms of potential expected usage.

August 17, 1982

Mr. Coulter indicated that there needed to be the establishment of an emergency response plan in coordination with the State of Washington and other emergency services.

Francis J. Sargent, Fire Chief of the Portland Fire Bureau, said their concern is the decision to eliminate the proposed water main system on the I-205 Bridge. He also said that fire jurisdictions cannot legally respond on the unprotected portions of that bridge without a legal agreement with the State. He said lacking a water main system neither Portland nor Clark County would consider entering into any type of agreement for providing fire protection on the I-205 Bridge. He also commented that a hazardous material routing study currently underway will in all likelihood direct that future hazardous material shipments be diverted away from the present I-5 routing to the I-205 route.

Dan Smith and Kenneth Carmony of the Multnomah County Fire District No. 10 were present and supported Mr. Sargent's comments.

Pat Humphries, Fire Chief for Clark County, presented a packet of letters supporting their request. (Copies on file in Commission's files, Salem.)

Dave Sturdevant, Clark County Commissioner, requested that a fire protection study be made by an independent firm or individual. (He also presented a letter dated August 17, 1982. Copy on file in Commission's files, Salem.)

Easton Cross, General Manager of Kasch's Garden Center and Nurseries in Portland, addressed the Commission on the McLoughlin Corridor Project. Mr. Cross indicated a problem with the Department's staff and stated that the staff has developed a reputation for being cavalier with facts and figures. He cited five examples all dealing with the McLoughlin Corridor Project hearing, environmental impact statement, and Metro Report No. 55. (See Mr. Cross's written statement on file in Commission's files, Salem.) He made the following requests:

- 1) Establish that as a matter of policy that the ODOT staff give only the most complete and accurate information available to them at all public hearings and in all public documents.
- 2) That they be directed to return to the City of Milwaukie public hearing this evening, Tuesday, August 17, and provide them with at least a probable maximum cost figure for the Tacoma Street overpass.
- 3) That this board order an outside audit of the base data used in the EIS for the McLoughlin project before those numbers are presented to any other public body.

The Chairman stated that the Commission agrees with him in that the members of the staff and hearings officers should be very careful that the information is correct.

A delegation from the Oregon Columbia River Gorge Commission consisting of Jeffrey P. Breckel, Director; Earl Warzynski, Chairman; and Joan Smith, Vice Chairman; appeared before the Commission. Mr. Breckel presented a slide show reviewing the history of the Gorge and the Lower Columbia River Highway from Troutdale to The Dalles.

Ms. Smith read a letter she had prepared and requested the following actions be endorsed by the Commission and Department:

- 1) Maintain existing and usable portions of the Highway according to Guidelines published by the Survey Project Team. All maintenance must be compatible with the historic stonework and structures, beginning with the replacement of metal guardrails.
- 2) Enhance the existing Highway by replacing mile posts that have disappeared and by developing and installing signage with a common theme and format.
- 3) Initiate a detailed engineering study of the feasibility and opportunities for the reuse of the Mosier Tunnels in response to high public interest in the Hood River-Mosier Section of the Highway.
- 4) Restore the deteriorated Moffett Creek Bridge.
- 5) Establish a Columbia River Highway Technical Advisory Committee to improve communications between interested public groups and the Department of Transportation and to advise the Department on future plans for the Highway and associated historic structures.

The Chairman complimented the Gorge Commission for their efforts and Mr. Miller indicated that the staff would be working with them on this project.

The Chairman adjourned the meeting at 11:45 a.m.

(see next page for Workshop)

WORKSHOP

At 12:30 p.m., a workshop was held in the Large Conference Room concerning the Highway Plan. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
N. B. Giustina, Member
Fred Miller, Director of Transportation
George Bell, Assistant Director for Intergovernmental and Public Affairs
Larry Rulien, Assistant Director for Administration
H. S. Coulter, State Highway Engineer
Robert Bothman, Assistant State Highway Engineer for Administration
W. E. Schwartz, Assistant State Highway Engineer for Operations
Don Byard, Highway Plan Manager
Ed Hardt, Region-Metro Engineer
Bob Pool, Region 4
Jerry Wimer, Region 2
Alfred Shirley, Region 3 Engineer
Paul Burket, Administrator, Aeronautics Division
Joe Christian, ODOT Fiscal Officer
Robert Gormsen, Commission Services

There were other staff members present.

Mr. Miller explained the Plan in general and said that the Oregon Highway Plan has been in development for several months. He said the Plan consists of three elements: maintenance, preservation and improvements. He asked for the Commission's reaction to the Plan concept. (See outline of presentation on file in Commission's files, Salem.)

Mr. Coulter continued the discussion and pointed out that a longer look at the program was desirable. (By longer, he meant longer than the Six-Year Program.) He said the Plan today is designed to develop alternate scenarios and to determine what financial resources will be required to carry them out. Past preservation studies have been useful in determining the usable life in the system and also the cost to bring it to higher levels. He commented the economic predictions are very difficult to determine and the revenue levels in the future are also difficult to determine. He mentioned that the Division is seeking an improved method for setting priorities for improvements on the highways which vary as to type of use, traffic volume and geographic areas. He said any reasonable Plan must consider what can be done if no revenue increases are available.

Chairman Yturri commented on the desirability of coordination with Economic Development and other interested agencies.

Mr. Bothman explained that the program to be presented had been presented to each of the five Region Engineers. He pointed out that a long-range plan probably already exists in the minds of each Region Engineer, and that existing Plan has never been formalized or set down on paper. The Plan is an effort to put on paper this process. He said he felt the priorities for patching, maintenance and improvement already exists in the minds of the Region Engineers. There are already a number of individual programs in existence. For example, the preservation program, the Six-Year Program, the overlay program, the pavement management study, and the maintenance management program. However, he said, are the programs coordinated and do they assist each other? For example, should a certain section of road be upgraded by an overlay or does it warrant a higher level of improvement? Mr. Bothman said this question relates to the economies of the area and perhaps the State. The word preservation as used here relates to the overlay program. Maintenance as used here relates to highway patching.

Mr. Bothman said once the present practices are put into a computer data base that body of data can be beneficially utilized to develop future combinations of activities. The end product would be that the proper amount of money would be spent at the right time and in the right place.

Mr. Bothman continued that the documentation, which can be produced, can be valuable in approaching the public or the Legislature for revenue. The documentation can also provide justification and reasonableness for what has been done or is to be done.

Don Byard said there is already in existence a large computer data base for Oregon highways and this has been utilized in development of the Plan. The overall purpose is to provide a guide to assist in present planning and future funding.

The first-step, Mr. Byard continued, was to classify the present highway system. Then the operating standards for this system were also defined. He said the capacity problems of today were considered to determine the future capacity problems based on economic developments in various parts of the State. Following this, the alternative improvement costs are determined for the future. Then this will be set into a continuous program linked into the highway operations.

Mr. Byard said the classification system as used must be simple, applicable statewide, have multiple levels of importance, must have multiple valuation standards, and must be responsive to planning, maintenance priorities, jurisdictional questions, land-use policies, and must respond to the Six-Year Program. It also should be able to handle questions about dollar distribution throughout the State.

Mr. Byard mentioned that all of the current classification systems were reviewed to see if some of them could be used. However, most were two-dimensional and it was felt that an additional dimension was needed. The present primary system contains some roads which are no longer primary in the true sense. Some US Routes are no longer correctly classified. Two US Routes service Astoria for example. The functional classification system was also reviewed and this was considered inadequate. The present group of systems appears to be overloaded with higher class highways. Arterials are defined as connecting major cities of the State. The functional classification is a system defined by the Federal Government.

Mr. Byard developed a completely new different system, which is a part of the Oregon Highway Plan. The Oregon Highway Plan attempts to do the following:

- 1) Classify each highway
- 2) Define operating standards
- 3) Determine capacity problems
- 4) Determine future capacity needs
- 5) Estimate alternative improvement costs
- 6) Provide continual program recommendations.

Mr. Byard said a key element in the new Plan is the level of importance. Within this are considerations of interstate importance, statewide importance, regional importance, and local importance.

At this point, the term level of service is added. The level of service uses the letters A, B, C, etc., to describe each level of service.

The level of importance plus the level of service are then blended together said Mr. Byard. This blending will ultimately allow the most efficient use of funds for maintenance, improvement and other operations.

Mr. Bothman said one of the end products of the Plan should be to demonstrate to the public and the Legislature that a carefully designed rational plan is being used which will best utilize the public dollars. In addition, it will show where and how the dollars are to be used in relationship to other projects in the State.

The Chairman and others asked several questions about weaving the Plan into the Six-Year Highway Program. He said the Six-Year Program is a commitment which must be honored. It was agreed that the Plan should be submitted to the public.

The following example was used by Mr. Bothman. If you take the inventory of deteriorated roads and multiply it by the cost per mile to correct the situation, you will arrive at a certain figure. However, that figure may actually be too high because all of the deteriorated roads should probably not be treated equally. Some of the roads, due to economic conditions, no longer can justify a high level of improvement. Some roads which now have 12-foot lanes and 8-foot shoulders might in the future only merit 11-foot lanes and 3-foot shoulders. The Oregon Highway Plan can point out these deviations and correct them.

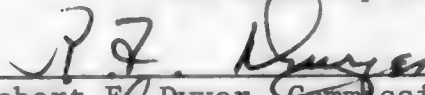
Mr. Miller pointed out the problem of approaching the Legislature with only a map and a schedule. He said the last session, for example, when this was done asked for the cost. It was an additional 12-cents per gallon tax. He said there was no fall-back position possible. He mentioned that we could not say for 11 cents we could do this, for 10 cents we could do this, etc. The Highway Plan may allow this kind of question to be adequately and realistically answered.

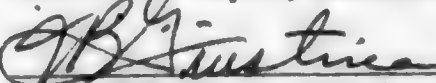
Each Region Engineer or his representative was asked to express his views on the subject. In general, all supported the Plan and the concept as a planning tool. They appeared to agree that it could generally identify the problems.

Vice Chairman Walsh appeared to generally favor the Plan. He commented that the classification of seven Statewide routes to the Coast from the Valley did not appear reasonable however. He inquired if there was any way the Plan could be used to open up areas for development. He, too, felt the Six-Year Program must stand as it is.

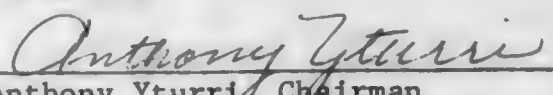
Chairman Yturri again pointed out the importance of weaving the new Plan and the Six-Year Program together. The Commission instructed the staff to proceed and complimented the staff on their presentation.

The workshop was adjourned at 2:30 p.m.



Robert F. Dwyer, Commissioner


N. B. Christina, Commissioner


Robert W. Gormsen, Manager
Commission Services


Anthony Yturri, Chairman


Tom Walsh, Vice Chairman


Peter Brix, Commissioner

TO: Oregon Transportation Commission EXHIBIT A
MINUTES OF 8-17-82
SUBJECT: Report of Confirmation of Actions Taken Under Delegated Authority

No. 1 Project 19th St.-Astor Column (Astoria)
(Contract No. 9494)
Type of Work Grading & Paving F.A. Proj. No. M4350(2)
County Clatsop Highway Coxcomb Hill Road
No. of Bidders 2 Low Bidder Bayview Transit Mix, Inc., Astoria
Low Bid \$ 72,328.00

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the City of Astoria and the FHWA and the sum of \$9,620.00 is deposited by the City.

2nd Bidder: Palmberg Paving, Inc. \$102,602.00

No. 2 Project Arizona Inn Slide
(Contract No. 9495)
Type of Work Grading F.A. Proj. No. F-2-1(15)
County Curry Highway Oregon Coast
Bracelin-Yeager
No. of Bidders 5 Low Bidder Excavating & Trucking, Coos Bay
Low Bid \$ 139,746.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

No. 3 Project S.P.R.R. O'Xing (Albany)
(Contract No. 9496)
Type of Work Painting F.A. Proj. No. State
County Linn Highway Albany-Junction City
No. of Bidders 6 Low Bidder Halcyon Painting, Corvallis
Low Bid \$ 133,430.00

Engineer's Recommendations: Award to low bidder.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 6-15-82

EXHIBIT A
MINUTES OF 8-17-82
Gateway Area Traffic Signal Interconnect
No. 4 Project _____ (Contract No. 9497)
Type of Work Traffic Signal Interconnect F.A. Proj. No. IX-000C(24)
County Multnomah Highway County Roads
No. of Bidders 4 Low Bidder Tice Electric Company, Portland
Low Bid \$ 469,900.00 "D"

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA and Multnomah County and the sum of \$82,400.00 is deposited by the County.

No. 5 Project Mt. Hood Hwy. @ Birdsdale Ave. (Gresham)
(Contract No. 9498)
Type of Work Grading, Paving & Signals F.A. Proj. No. HES-24(30)
County Multnomah Highway Mt. Hood
No. of Bidders 4 Low Bidder Oregon Asphaltic Paving Co., Portland
Low Bid \$ 126,080.70

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder:	Bugge Investment Corp.	\$133,340.00
3rd Bidder:	Dirt & Aggregate Interchange	\$133,571.60

No. 6 Project NE Portland Hwy. @ NE 138th Ave.
(Contract No. 9499)
Type of Work Traffic Signal Installation F.A. Proj. No. State
County Multnomah Highway Northeast Portland
No. of Bidders 7 Low Bidder Hertz Electric, Inc., Albany
Low Bid \$ 51,919.00

Engineer's Recommendations: Award to low bidder subject to concurrence of Multnomah County and the sum of \$71,600.00 is deposited by the County.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 6-15-82

EXHIBIT A
MINUTES OF 8-17-82

No. 7 Project N. Fork Ash Creek (Hoffman Rd.) Br.
(Contract No. 9500)
Type of Work Structure F.A. Proj. No. RS-A559(2)
County Polk Highway FAS A559 (Hoffman Rd.)
No. of Bidders 14 Low Bidder Steve Pylcs General Contractor, Inc., Salem
Low Bid \$ 48,851.40

Engineer's Recommendation: Award to low bidder subject to concurrence of Polk County and the sum of \$3,800.00 is deposited by the County.

No. 8 Project McKay Creek (Sumac) Br.
(Contract No. 9501)
Type of Work Grading, Surfacing & Structure F.A. Proj. No. BROS-3000(5)
County Umatilla Highway McKay Creek Road
No. of Bidders 7 Low Bidder Weaver Construction Co., Union
Low Bid \$ 98,820.00

Engineer's Recommendations: Award to low bidder subject to concurrence of Umatilla County. Seventy-two percent of their deposit is in hand. Award is recommended.

On June 15, 1982, I accepted the State Highway Engineer's recommendation for award of the projects on which bids were received June 10, 1982, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 1 and 5, if the low bidder fails to meet Minority Business Enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 29 day of June, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

EXHIBIT A

TO: Oregon Transportation Commission MINUTES OF 8-17-82

SUBJECT: Report of Confirmation of Telephone Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, on June 29, 1982, I approved the following action and report this action for your official records:

(1) Number	Name	Consideration
49523	Waldron, Dennis M. and Barbara E. (Correction)	\$ -0-
50747	City of Portland	1,650.00
50875	Dexter, Marjorie E.	53,500.00
50924	Rengo, Robert	27,000.00
51263	Hawley, Brooks	3,975.00
51326	Prendergast, Patrick R., et al	459,000.00
51375	Gunzner, George and Marie	25,825.00
52102	Butler, Ross E., et al	7,000.00
	8 Transactions	\$ 577,950.00

Number	Name	Consideration
33146	Frollich, Guilford S.	\$ 350.00
52509	Detra, John A.; Detra, Elizabeth G.	3,640.00
52644	First Interstate Bank, Trustee	6,610.00
	3 Transactions	\$ 10,600.00

- (2) By telephone on June 9, 1982, I gave approval to J. B. Boyd to accept the option from Friedman Bag Company for their property needed for the Banfield Transitway in Multnomah County for a consideration of \$2,250,000. Highway Funds amount to \$306,500 and the balance is covered by Tri-Met. (Columbia River Highway)
- (3) By telephone on May 28, 1982, approved Supplemental Agreement No. 2 with City of Portland resolving outstanding issues of cost accounting and the guaranteed maximum price to the City for its portion of the Justice Center. (Previously discussed with Commission at 4-20-82 meeting, page 4580.) Agreement signed by State Highway Engineer June 24, 1982.

Dated this 6 day of July, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

[Signature]
STATE HIGHWAY ENGINEER

Date 7-1-82

EXHIBIT A
MINUTES OF 8-17-82

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
49523	Waldron, Dennis M. and Barbara E. (Correction)	\$ -0-
50747	City of Portland	1,650.00
50875	Dexter, Marjorie E.	53,500.00
50924	Rengo, Robert	27,000.00
51263	Hawley, Brooks	3,975.00
51326	Prendergast, Patrick R., et al	459,000.00
51375	Gunzner, George and Marie	25,825.00
52102	Butler, Ross E., et al	7,000.00
	8 Transactions	\$ 577,950.00

#1 APPROVED BY CHAIRMAN YTURRI IN JUNE 29, 1982 by phone.

- (2) A Construction-Finance Agreement with Morrow County for construction of the South Main Street (Boardman) Bikeway. The County will be responsible for completion of the project, and the State will contribute 80 percent of the cost to a maximum of \$12,000. State participation will be from funds set aside for the establishment of footpaths and bicycle trails.

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 29 day of June, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

James E. Shaw
STATE HIGHWAY ENGINEER

Date June 18, 1982

EXHIBIT A
MINUTES OF 8-17-82

TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisitions (Right of Way)

Number	Name	Consideration
33146	Frolich, Guilford S.	
52509	Detra, John A.; Detra, Elizabeth G.	\$ 350.00
52644	First Interstate Bank, Trustee	3,640.00
	3 Transactions	6,610.00
#1	APPROVED BY TELEPHONE BY CHAIRMAN YTURRI 6-29-82	\$ 10,600.00

- (2) Agreement with Boardman Parks and Recreation District for landscape maintenance of the Boardman Interchange on the Columbia River Highway in Morrow County. The District has agreed to perform the landscape maintenance for the interchange at an annual cost not to exceed \$6,000. The State will realize a saving in maintenance costs of approximately \$5,000 annually through this arrangement. (Local Government)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 30 day of June, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

H. S. Ouellette
STATE HIGHWAY ENGINEER

DATE: 6/29/82

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

MINUTES OF
8-17-82

No. 1 Project Burns Rock Production
(Contract No. 9502)
Type of Work Rock Production F.A. Proj. No. State
County Harney Highway Central Oregon
No. of Bidders 9 Low Bidder George's Shop & Rock, Hines
Low Bid \$ 59,850.00

Engineer's Recommendation: Award to low bidder.

No. 2 Project Willamette Rock Production
(Contract No. 9503)
Type of Work Rock Production F.A. Proj. No. State
County Klamath Highway Willamette
No. of Bidders 11 Low Bidder Stukel Rock & Paving, Inc., Klamath Falls
Low Bid \$ 119,200.00

Engineer's Recommendations: Award to low bidder.

No. 3 Project Division St. NE-Trade St. SE (Salem)
(Contract No. 9504)
Type of Work Traffic Signal Installation F.A. Proj. No. IX-1705(3)
County Marion Highway FAU 1705 (Front St.)
No. of Bidders 4 Low Bidder Electric Corp., Salem
Low Bid \$ 19,370.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the City of Salem and the FHWA and the sum of \$4,615.00 is deposited by the City.

On July 22, 1982, the City of Salem notified the State that all bids would be rejected.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 6-29-82

A

8-17-82

No. 4 Project Columbia River Hwy. at Sauvie Island Road
(Contract No. 9505)
Type of Work Traffic Signal Installation F.A. Proj. No. HES-1(15)
County Multnomah Highway Columbia River
No. of Bidders 5 Low Bidder Ajax Electric Company, Portland
Low Bid \$ 59,737.50

Engineer's Recommendation:

Award to low bidder subject to concurrence of Federal Highway Administration.

No. 5 Project Redland Road-Beaver Creek Road
(Contract No. 9506)
Type of Work Grading F.A. Proj. No. IX-78(4)
County Clackamas Highway Cascade Highway South
No. of Bidders 7 Low Bidder Fred H. Slate Co., Portland
Low Bid \$ 2,282,732.15

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Dirt & Aggregate Interchange, Inc. \$2,489,847.45
3rd Bidder: Cascadian Landscapers, Inc. \$2,590,591.00

No. 6 Project Clatskanie River (Clatskanie) Bridge
(Contract No. 9507)
Type of Work Structure F.A. Proj. No. BHS-A752(2)
County Columbia Highway City Street
No. of Bidders 6 Low Bidder Don Haisch Construction, Inc., Portland
Low Bid \$ 133,523.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the City of Clatskanie and the FHWA and the sum of \$36,000.00 is deposited by the City.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 6-29-82

A
8-17-82

No. 7 Project S. Umpqua River (Missouri Bottom) Bridges
(Contract No. 9508)
Type of Work Deck Repair F.A. Proj. No. IR-5-2(97)106
County Douglas Highway Pacific
No. of Bidders 6 Low Bidder Hamilton Construction Co. (Oregon), Springfield
Low Bid \$ 629,838.00

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Douglas S. Coats, Inc. \$652,555.00
3rd Bidder: Ross Bros. Const., Inc. \$717,440.00

No. 8 Project Medford Complex
(Contract No. 9509)
Type of Work Building & Site Alterations F.A. Proj. No. State
County Jackson Highway Pacific
No. of Bidders 3 Low Bidder Jack Mathis General Contractor, Inc., Roseburg
Low Bid \$ 164,474.75

Engineer's Recommendations:

Award to low bidder.

No. 9 Project Columbia River Bridge (North & South Channels)
Type of Work Illumination F.A. Proj. No. I-205-7(85)314
County Multnomah, OR, Clark, WA Highway East Portland Freeway
No. of Bidders _____ Low Bidder _____
Low Bid \$ _____

Engineer's Recommendations:

P R O J E C T P O S T P O N E D

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 6-29-82

A

8-17-82

No. 10 Project Emigrant Hill-Meacham
(Contract No. 9511)
Type of Work Paving F.A. Proj. No. IR-84-6(3)226
County Umatilla Highway Old Oregon Trail
Gomez Const., Oregon Limited, dba
No. of Bidders 3 Low Bidder Salem Road & Driveway Co., Salem
Low Bid \$ 1,823,891.75

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA.

No. 11 Project 162nd Avenue-Ava Avenue Section
(Contract No. 9512)
Type of Work Traffic Signal Installation F.A. Proj. No. State
County Multnomah Highway Mt. Hood
No. of Bidders 2 Low Bidder Hamilton Electric, Inc., Eugene
Low Bid \$ 71,246.48

Engineer's Recommendations:

Award to low bidder.

On June 29, 1982, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received June 24, 1982, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 5 and 7 if the low bidder fails to meet minority business enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 6 day of July, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

A
MINUTES OF 8-17-82

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50883	Ball, Marilyn	\$ 60,000.00
50903	Harris, Clarisse R.	50,000.00
52100	Gillick, Julia E. and Gregory C.	3,550.00
	3 Transactions	\$ 113,550.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 6 day of July, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER

Date 7-1-82

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

COMMITTEE A
MINUTES OF

No. 1 Project NE Union Ave.-NE 39th Ave. Section
Grading, Paving, Structures, (Contract No. 9513)
Type of Work Signing, Illumination & Signals F.A. Proj. No. IX-68(5)
County Multnomah Highway Columbia River
No. of Bidders 5 Low Bidder S. J. Groves & Sons Company, Bellevue, WA
Low Bid \$ 27,581,766.00

8-17-82

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Donald M. Drake Company \$31,732,028.25
3rd Bidder: Kasler Corp. \$32,777,777.00

No. 2 Project Rogue Valley Mall (Medford) Section
Traffic Signal Installation (Contract No. 9514)
Type of Work State F.A. Proj. No. State
County Jackson Highway Crater Lake & Rogue Valley
No. of Bidders 5 Low Bidder Sims Electric of Medford, Medford
Low Bid \$ 369,808.50

Engineer's Recommendations: Award to low bidder subject to concurrence of Dixon, Ames & Plumley (D.A.P.) and the sum of \$423,790.00 is deposited by Dixon, Ames & Plumley.

No. 3 Project Nylund Road-Roaring Creek Section
Grading, Paving, (Contract No. 9515)
Type of Work Structures & Signing F.A. Proj. No. F-HES-21-2(12)
County Linn Highway Santiam
No. of Bidders 2 Low Bidder Morse Bros., Inc., Lebanon
Low Bid \$ 1,929,197.75

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: J. C. Compton Co. \$1,972,452.05

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 7-6-82

SECTION A
OF 8-17-82

No. 4 Project Jordan Creek-McNamers Camp Section
(Contract No. 9516)
Type of Work Grading & Paving F.A. Proj. No. F-35(8)
County Tillamook Highway Wilson River
No. of Bidders 7 Low Bidder Morse Bros., Inc., Lebanon
Low Bid \$ 2,651,521.42

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Fabricators, Inc.	\$2,716,637.50
3rd Bidder: Comco Construction	\$2,860,141.50

On July 6, 1982, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received July 1, 1982, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 1, 3 and 4 if the low bidder fails to meet minority business enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 19 day of July, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

TO:

A
MINUTES OF 8-17-82
Oregon Transportation Commission

SUBJECT:

Report of Actions Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

Number	Name	Consideration
50862	English, Hazel M.	
50881	Trumbull, Lyman W. and Elnora M.	\$ 10,700.00
50923	Neece, Henryette A.	52,000.00
50930	Kenny, Grace L.	78,300.00
51312	Burnett, Arlene L.	3,600.00
51313	Elliott, Neva M., et al	1,710.00
51400	Bryden, Charles R., Jr., & Jo Ann	10,000.00
51480	Wanke, Edward J. and Leola	22,700.00
51512	The Salvation Army, et al	167,050.00
52018	Cline, Paul L. and Esther R.	37,700.00
52093	MGC Petroleum Co.	7,100.00
52339	Doherty, Wm. James	23,500.00
52708	Thompson, John P., et al	-0-
52803	Heilig, George B.	150.00
	14 Transactions	-C-
		\$ 414,510.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 19 day of July, 1982

Anthony Yturri
Anthony Yturri, Chairman
OREGON TRANSPORTATION COMMISSION

APPROVED

[Signature]
STATE HIGHWAY ENGINEER

Date 7-15-82

A
MINUTES OF 8-17-82

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50927	Rogers, Tony and Alys M.	\$ 15,000.00
51318	Biedritzky, Hans D.	7,550.00
52024	Iseri, Gerald, et al	13,500.00
52025	Nichols, Orville	13,250.00
52062	Novotny's Doubletree Realty	550.00
52064	Gentry Company	36,776.00
52065	Gentry Company	6,875.00
52067	Corliss, Abbie M.	500.00
52097	Skipper's Fish and Chips	14,725.00
52110	Ogle, Edla M. and Funk, Helen V.	350.00
52255	Martin, Joe C.	525.00
52417	Grimes, James W. and Janice K.	6,475.00
	12 Transactions	\$ 116,076.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 19 day of July, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

Paul C. Cault
STATE HIGHWAY ENGINEER

Date 7/2/82

A

8-17-82

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On July 2, 1982, approved a cooperative agency agreement with Community Services Consortium to establish worksite standards and procedures for the operation of the Employment and Training Programs under CETA, and the use of CETA employees for miscellaneous highway projects in Linn and Benton Counties.
- 2) On July 6, 1982, approved an agreement with the Motor Vehicles Division to enter into an agreement with the Oregon State University Survey Research Center to conduct a customer satisfaction survey. Cost not to exceed \$9,326. (Administrator of Motor Vehicles authorized to sign agreement.)

Dated this 19 day of July, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

45 Caulte
STATE HIGHWAY ENGINEER

Date

7/12/82

A
8-17-82

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On July 14, 1982, approved an agreement with General Telephone Company of the Northwest, Inc., for purchase of telephone equipment for the Region 5 Headquarters, Parks and Shops, at a total cost of \$14,200.
- 2) On July 14, 1982, approved Supplement No. 9 to Phase II Agreement with Multnomah County for the Rocky Butte Relocation Project. The County has requested that supplemental agreements covering reimbursement be authorized on a yearly basis to match their budget period and this supplement covers the period July 1, 1982, through June 30, 1983, in the amount of \$40,343.
- 3) On July 20, 1982, approved a deed from Union Pacific Land Resources Corporation for N. E. 181st Avenue Interchange (Eastbound Offramp) Section of the Columbia River Highway in Multnomah County. Consideration \$111,540. File 50680.

Dated this 19 day of July, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
E. J. [Signature]
STATE HIGHWAY ENGINEER
Date 7-23-82

A

MINUTES OF 8-17-82

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50884	Howell, Walter W. and Betty J.	79,600.00
51147	Friedman Bag Co.	2,416,500.00
51321	Multnomah County	121,025.00
52074	Bower, Kent, dba, B & W Car Wash	4,335.00
52074	Grizzly Bear Pizza	4,630.00
52254	Levatin, Paul and Evelyn	1,200.00
	6 Transactions	<u>\$2,627,290.00</u>

(2) Agreement with Union Pacific Railroad which covers the installation of an automatic oil skimming system in the pump house of the Wallowa Lake Highway undercrossing structure of UPRR's main line tracks in La Grande. Cost of installation, operation and maintenance shall be an UPRR's expense. (Union County)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 29 day of July, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

Ed Hunter
for STATE HIGHWAY ENGINEER

Date 7-23-82

A

8-17-82

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50753	Ackerley Communications, Inc.	\$ 9,667.00
50906	Morlan, George A. and Mary A.	450.00
50949	Douglas County	1,050.00
51208	Ackerley Communications, Inc.	40,333.00
51902	Timber Service Company	150.00
52048	Ontario Professional Plaza	8,550.00
52133	Denison, Charles Arthur & James Monroe	150.00
	7 Transactions	\$ 60,350.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 4 day of August, 1982

Anthony Yturri
 Anthony Yturri, Chairman
 Oregon Transportation Commission

APPROVED

Ed Hunter
 for STATE HIGHWAY ENGINEER

Date 7-30-82

TO:

Oregon Transportation Commission

B

8-17-82

SUBJECT:

Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following actions and report this action for your official records:

- 1) By telephone on June 21, 1982, I gave approval to J. B. Boyd to accept the settlement with the Union Pacific Railroad Company for the Banfield Transitway in Multnomah County under the agreement approved by the Commission, November 4, 1980, and utilize a Permit of Entry until deeds can be prepared. The cost for the land from Highway Funds is \$372,600 and the balance for property from Transit Funds is \$822,000 with \$5,431,121 allocated for cost-to-cure. File 49425.
- 2) On June 14, 1982, approved Supplemental Agreement No. 8 with Multnomah County to Phase III covering minor improvement on 190th adjacent to Multnomah County Operations and Maintenance Facility. (File 46993-A)
- 3) On June 28, 1982, approved a personal and professional service contract between the Department of Transportation and Gossard-Pyron Associates of Eugene. Contractor is to conduct training and consultation to help clarify the roles and responsibilities of key managers and administrators. The cost to the State is \$8,350 and the contract period is between July 1, 1982, and June 30, 1983.

Dated this 7 day of July, 1982

Tom Walsh
Tom Walsh, Vice Chairman
Oregon Transportation Commission

APPROVED

State Highway Engineer
STATE HIGHWAY ENGINEER

Date 7/2/82

B

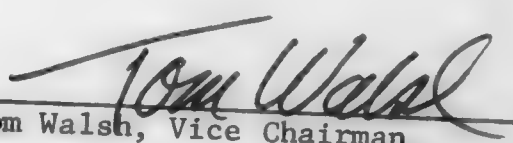
8-17-82

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Action Taken
Under Delegated Authority


By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the contract listed below and report this action for your official records:

- 1) On July 1, 1982, approved a personal service contract with Woodward-Clyde for a settlement problem at the Multnomah County Operations and Maintenance Facility. Cost Phase I: \$1,950 and Phase II \$850. Begin: July 12, 1982, to August 15, 1982. (Authorized J. B. Boyd to sign contract) File 46993-A.


Tom Walsh, Vice Chairman
Oregon Transportation Commission

Dated this 30 day of July, 1982

APPROVED


for STATE HIGHWAY ENGINEER
Date 7-23-82

C

8-17-82

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report them for your official records:

- 1) On July 14, 1982, approved Personal Services Contract with Paul Dickson of Bolton Advertising, Salem, to develop a slide show concerning ridesharing that is oriented toward employers which will be used for employer groups around the state. The contract period is from July 12, 1982, to September 1, 1982. The cost is \$930.
- 2) On August 5, 1982, approved Modification A of contract with Tri-Met for State's share of payment for Robert Duncan's services in Washington, D. C., for the period April 1, 1982, through March 30, 1983. Modification allows State to contribute toward payment of expenses.
- 3) On August 5, 1982, approved Modification B of contract with Tri-Met for State's share of payment for Robert Duncan's services in Washington, D. C., for period March 6, 1981, through March 30, 1982. Modification allows State to contribute toward payment of expenses.

Dated this 5th day of August 1982.

Fred D. Miller

Fred D. Miller
Director

fn

8-17-82

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

- 1) Work on the South Santiam River (Sweet Home) Bridge Section of FAS A483 (Pleasant Valley Road) in Linn County. Bids received May 27, 1982. Contract No. 9484 awarded July 9, 1982, to Donald W. Thompson, Inc., North Bend, at \$1,501,177.50.
- 2) Work on 19th Street-Astor Column Section of Coxcomb Hill Road in Astoria, Clatsop County. Bids received June 10, 1982. Contract No. 9494 awarded July 6, 1982, to Bayview Transit Mix, Inc., Astoria, at \$72,328.
- 3) Traffic signal installation on Columbia River Highway at Sauvie Island Road in Multnomah County. Bids received June 24, 1982. Contract No. 9505 awarded on July 1, 1982, to Ajax Electric Company, Portland, at \$59,737.50.
- 4) Grading on Redland Road-Beaver Creek Road Section of the Cascade Highway South in Clackamas County. Bids received June 24, 1982. Contract No. 9506 awarded July 10, 1982, to Fred H. Slate Co., Portland, at \$2,282,732.15.
- 5) Clatskanie River (Clatskanie) Bridge in Columbia County. Bids received June 24, 1982. Contract No. 9507 awarded July 12, 1982, to Don Haisch Construction, Inc., Portland, at \$133,523.
- 6) Deck repair on South Umpqua River (Missouri Bottom) Bridge on the Pacific Highway in Douglas County. Bids received June 24, 1982. Contract No. 9508 awarded June 30, 1982, to Hamilton Construction Co., (Oregon), Springfield, at \$629,838.
- 7) Work on N.E. Union Avenue-N.E. 39th Avenue Section of Columbia River Highway in Multnomah County. Bids received July 1, 1982. Contract No. 9513 awarded on July 8, 1982, to S. J. Groves & Sons Company, Bellevue, Washington, at \$27,581,766.

8-17-82

- 8) Work on Nylund Road-Roaring Creek Section of the Santiam Highway in Linn County. Bids received on July 1, 1982. Contract No. 9515 awarded on July 8, 1982, to Morse Bros., Inc., Lebanon, at \$1,929,197.75.
- 9) Work on Jordan Creek-McNamers Camp Section of the Wilson River Highway in Tillamook County. Bids received July 1, 1982. Contract No. 9516 awarded on July 8, 1982, to Morse Bros., Inc., Lebanon, at \$2,651,521.42.
- 10) Work on Catching Slough Bridge on Coos River Highway in Coos County. Bids received July 22, 1982. Contract No. 9517 awarded on August 3, 1982, to Olson's Mechanical & Heavy Rigging, West Linn, at \$37,359.
- 11) Work on Chetco River Bridge on Oregon Coast Highway in Curry County. Bids received July 22, 1982. Contract No. 9519 awarded on July 29, 1982, to Gervais Construction, Inc., Woodburn, at \$89,190.
- 12) Traffic signal installation on the Crater Lake Highway at the Fred Meyer Access in Medford, Jackson County. Bids received July 22, 1982. Contract No. 9520 awarded August 2, 1982, to Schoolhouse R Electric, Ashland, at \$36,984.

Dated this 4th day of August, 1982

William B. Coulter
for H. S. Coulter, State Highway Engineer

D

8-17-82

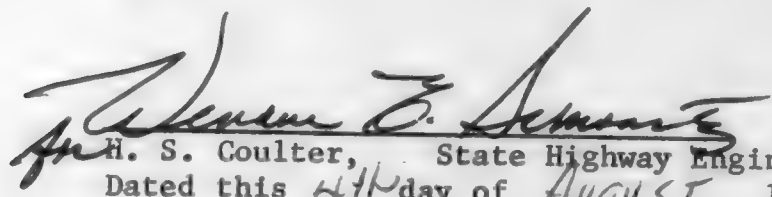
TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On June 29, 1982, established a 45 MPH speed zone on the Century Drive Frontage Road North of Albany in Linn County from M.P. F234.23 (Knox Butte Road) to M.P. F235.04 (David Avenue). Speed Zone Order No. 877. (Approved by E. S. Hunter on behalf of H. S. Coulter)
- 2) On July 26, 1982, established a 45 MPH speed zone on the Halsey-Sweet Home Highway No. 212 in Linn County from M.P. 2.00 (0.40 mile west of Pacific Highway No. 1) to M.P. 2.70 (0.30 mile east of Pacific Highway No. 1). Speed Zone Order No. 878.
- 3) On July 29, 1982, established the following speed zones on the Cape Arago Highway No. 240 west of community of Charleston, Coos County:
40 MPH from M.P. 4.54 to M.P. 8.12
35 MPH from M.P. 8.12 to M.P. 9.03 except from M.P. 8.75 to M.P. 8.83 shall be 20 MPH when children are present
45 MPH from M.P. 9.03 to M.P. 11.07

Rescinds Speed Zone Resolution No. 492 dated August 23, 1965 and Speed Zone Order No. 666 dated May 29, 1974. See Speed Zone Order No. 879. (Approved by E. S. Hunter on behalf of State Highway Engineer)


for H. S. Coulter, State Highway Engineer
Dated this 4th day of AUGUST, 1982

8-17-82

VEHICLE WEIGHT RESTRICTION
MAPLETON - JUNCTION CITY HIGHWAY #229 (ORE 36)
AMAZON SLOUGH BRIDGE, M.P. 47.71

An inspection of the bridge over the Amazon Slough (Long Tom River overflow) M.P. 47.71, at Cheshire, has revealed the need of repairs. An engineering evaluation of the condition of the bridge indicates its load carrying capacity is reduced to an extent that a reduced load limit should be imposed for the safety of motorists and to prevent further damage to the bridge.

Acting under authority delegated to me by the Oregon Transportation Commission and pursuant to Oregon Administrative Rule 734-50-090, I hereby order that:

1. A gross weight limit of twenty one (21) tons be imposed upon any vehicle or combination of vehicles crossing the subject structure.
2. Signs giving notice of these restrictions are to be posted in a conspicuous manner at such locations as may be necessary to inform the public of the restriction.
3. This weight restriction shall be temporary in nature and will be rescinded when repairs have been completed. The estimated time of completion is September 30, 1982.

Signed: 

H. S. Coulter
State Highway Engineer

Date: July 26, 1982

cc: Fred D. Miller
W. E. Schwartz
R. W. Gormsen
R. L. Schroeder
Alfred Shirley
Larry Asburry
J. L. Sollis
R. P. Hamilton
George Bell
John Williams, Superintendent
Oregon State Police

D

8-17-82

VEHICLE WEIGHT RESTRICTION
SAMS VALLEY HIGHWAY #271 (ORE 234)
DODGE BRIDGE, M.P. 16.01

Damage from an accident has been caused to the Dodge Bridge crossing the Rogue River on the subject named highway at a location approximately 1.5 miles westerly of the junction of the Sams Valley Highway with the Crater Lake Highway (Ore 62). An engineering evaluation of the condition of the bridge indicates its load carrying capacity is reduced to an extent that a reduced load limit should be imposed for the safety of motorists and to prevent further damage to the bridge.

Acting under authority delegated to me by the Oregon Transportation Commission and pursuant to Oregon Administrative Rule 734-50-090, I hereby order that:

1. A gross weight limit of 40 tons be imposed upon any vehicle or combination of vehicles crossing the subject structure.
2. Signs giving notice of this restriction are to be posted in a conspicuous manner at such locations as may be necessary, to inform the public of the restriction.
3. This restriction shall be temporary in nature and will be rescinded when repairs have been completed. The estimated time of completion is October 1, 1982.

Signed:

James E. Coulter
H. S. Coulter, P.E.
State Highway Engineer

Date:

August 5, 1982

cc: Fred Miller
W. E. Schwartz
E. S. Hunter
R. N. Bothman
R. L. Schroeder
Alfred Shirley
George Thornton
J. L. Sollis
R. P. Hamilton
George Bell
John Williams, Supt., O.S.P.

RPH:tlc

E

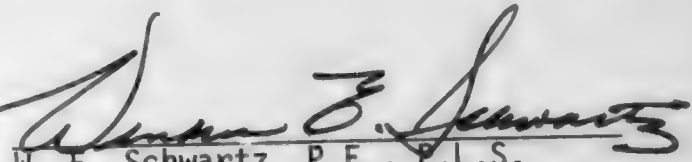
8-17-82

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under delegated authority, the following contracts were accepted as being completed according to specifications:

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Todd Building Co. No. 9198	Justice Center, Phase 2 Multnomah County	July 12, 1982
Mill Plain Elect., Inc. No. 9388	SE Powell Blvd. @ SE 174th Ave. Multnomah County	July 20, 1982
W. R. Grasle Co. No. 9366	Mt. Hood Hwy. @ Towle Ave. (Gresham) Multnomah County	July 20, 1982
Roy L. Houck Construction Co. No. 9290	"S" Curve (Woodburn) Marion County	July 20, 1982
Mill Plain Electric, Inc. No. 9387	NE Columbia Blvd. @ NE 47th Ave. Multnomah County	July 30, 1982
Roy L. Houck Const. No. 9260	Clackamas/Boring Hwy. @ SE Foster Rd. (Damascus) Clackamas County	July 30, 1982
Elting, Inc. No. 9086	NE Hancock St.-SE Yamhill St. Multnomah County	July 30, 1982
Gresham Paving, Inc. No. 9250	SE 257th Dr.-SE Division Dr. Multnomah County	August 3, 1982
Hansen Electric Co., Inc. No. 9207	Beaverton/Tualatin Hwy. @ SW Hunziker St. (Tigard) Washington County	August 3, 1982
G.S. Hulsey Crushing, Inc. No. 9447	Port Orford Rock Production Curry County	August 3, 1982

August 4, 1982


W. E. Schwartz, P.E., P.L.S.
Ass't. State Highway Engineer

8-17-82

August, 1982

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Sale of a permanent easement for sewer purposes and a temporary easement for construction purposes over 15,210 square feet and 18,960 square feet, respectively, on the easterly 20 feet of the Corvallis Maintenance Station on the Corvallis-Newport Highway to the City of Corvallis for a minimum consideration of \$150.00, plus costs. Approved July 2, 1982. File 24235. (23-43)
- (2) Sale of one-half (previously approved on May 13, 1982) of 0.24 acre excess property on the Westport-Clatskanie Section of the Lower Columbia River Highway in Columbia County for a consideration of \$2,500.00, plus \$500.00 for costs to the adjoining owner. Approved July 7, 1982. File 20242. (23-43)
- (3) Sale of a permanent easement for drainage and a temporary easement for a work area over 0.40 acre and 1.40 acres, respectively, to the City of Ontario, on the Ontario-Snake River Section of the Old Oregon Trail Highway in Malheur County, for a consideration of \$2,300.00. Approved July 7, 1982. Files 26733, 26734 and 26736. (23-43)
- (4) Sale of 0.84 acre excess property on the Sylvan Interchange Section of the Sunset Highway in Multnomah County for a minimum consideration of \$20,000.00. Approved July 14, 1982. File 15138. (23-43)
- (5) Sale of 5,000 square feet residential parcel and SFR located at 3127 S.E. 53rd Avenue, Portland, for a minimum consideration of \$35,000.00. Sale of this property is in conformance with the Mt. Hood Corridor Property disposal guidelines adopted by the Transportation Commission on October 18, 1977. Approved July 19, 1982. File 47215. (23-43)
- (6) Wire Line Crossing Agreement with Southern Pacific Transportation Company to construct, maintain and operate an underground power and signal line across railroad right of way at Sandy Boulevard @ 138th Avenue in Multnomah County. Approved July 23, 1982. File RR 1100. (23-50)
- (7) Right of Way Agreement with Union Pacific Railroad allowing the State to construct, repair, renew and use highway upon and along

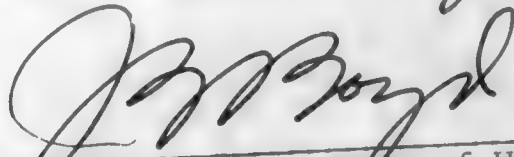
F

8-17-82

Report of August, 1982 (Cont'd.)

- railroad right of way. Greeley Avenue/I-5 Section, Pacific Highway, Multnomah County. Approved July 26, 1982. File 51208. (23-50)
- (8) Modification of Access Rights - Agreement removing a "Farm Use Only" access restriction. Sandy-Firwood Unit, Sandy-Forest Boundary Section, Mt. Hood Highway, Clackamas County. Approved July 9, 1982. File 25408. (23-46)
- (9) Parcel Conveyance - To City of Newport "in-lieu" of paying a sewer assessment. Agate Beach-Newport Section, Oregon Coast Highway, Lincoln County. Files 14995 and 14996. (16-43)
- (10) Sale of 3,694 square feet excess property on the North Portland Harbor-Russell Street Section of Pacific Highway in Multnomah County for a minimum consideration of \$3,700.00. Approved July 22, 1982. File 30244. (23-43)
- (11) Sale of 2 acres excess property on the Troutdale Interchange Section of Columbia River Highway in Multnomah County for a minimum consideration of \$40,000.00. Approved August 4, 1982. Files 11920A, 27162 (L-2903), 27163 (L-2906). (23-43)

Dated this 6 day of August, 1982.



J. B. BOYD, PE, PLS, Right of Way Manager

JBB:jc

8-17-82

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

LITTLE NESTUCCA RIVER-NESKOWIN SECTION, OREGON COAST HIGHWAY -
TILLAMOOK COUNTY

R-52150 - Katherine S. Healy, et al. 0.44 acre for right-of-way purposes. Offer \$1,550.00.

PARK PLACE-CLACKAMAS COMMUNITY COLLEGE SECTION, CASCADE HIGHWAY
SOUTH - CLACKAMAS COUNTY

R-51464 - Michael W. Rinkes, et ux. Parcel 1: 0.22 acre for right-of-way purposes for relocating Beaver Creek Road; Parcel 2: 7,150 square feet for a construction permit. Offer \$45,000.00.

S.W. MURRAY BLVD.-S.W. ALICE LANE (BEAVERTON) SECTION, S.W. ALLEN
BLVD. (CITY STREET) - WASHINGTON COUNTY

R-51936 - Albertson's, Inc. Parcel 1: 699 square feet for right-of-way purposes; Parcel 2: 932 square feet; and Parcel 3: 743 square feet, both for a temporary easement. Offer \$6,900.00.

R-51946 - Laurel C. Dennis, et al. Parcel 1: 1,080 square feet for right-of-way purposes; Parcel 2: 260 square feet for a temporary easement. Offer \$15,500.00.

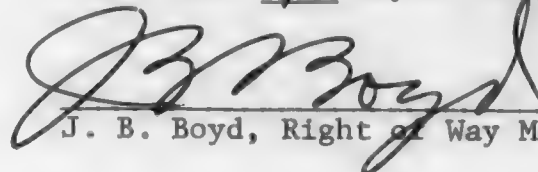
R-51951 - Lincoln Loan Co. Parcel 1: 908 square feet for right-of-way purposes; Parcel 2: 330 square feet for a temporary easement. Offer \$3,625.00.

R-51955 - Blueberry Hill Construction Co., Inc. et al. Parcel 1: 1,749 square feet for right-of-way purposes; Parcel 2: 636 square feet for a temporary easement. Offer \$8,825.00.

WILLAMETTE RIVER/I-205 (BANFIELD TRANSITWAY) SECTION, COLUMBIA
RIVER HIGHWAY - MULTNOMAH COUNTY

R-51149 - Nagel Colonial Gardens, et al. Parcel 1: .10 acre for right-of-way purposes to construct a city street; Parcel 2: .02 acre for a temporary easement. Offer \$116,250.00.

Dated this 7 day of July, 1982.


J. B. Boyd, Right of Way Manager

RE: Report of Offers Tendered: ⁷
- 4754 -

F

8-17-82

COM 4

TO: Oregon Transportation Commission

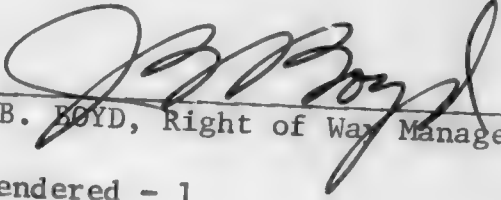
SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

PARK PLACE-CLACKAMAS COMMUNITY COLLEGE SECTION, CASCADE HIGHWAY
SOUTH - CLACKAMAS COUNTY

R-51467 - Raymond F. Morrison et al. 0.3 acre for right of way for widening Beaver Creek Road. Offer \$51,500.00.

Dated this 1 day of ~~June~~ ^{July}, 1982.


J. B. BOYD, Right of Way Manager

RE: Report of Offers Tendered - 1

8-17-82

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

EAST PORTLAND FREEWAY-ROCK CREEK CORNER SECTION, CLACKAMAS HIGHWAY - CLACKAMAS COUNTY

R-51348 - Benjamin C. Stangel, et al. 0.18 acre for right of way purposes. Offer \$72,500.00.

R-51386 - Peter S. Sofich et ux. 10,500 square feet for right of way purposes. Offer \$66,000.00.

PARK PLACE-CLACKAMAS COMMUNITY COLLEGE SECTION, CASCADE HIGHWAY SOUTH - CLACKAMAS COUNTY

R-51421 - Jack W. Parker et al. Parcel 1: 12.9 acres; Parcel 2: 4.20 acres; Parcel 3: 2.75 acres; and Parcel 4: 0.32 acre, all for a permanent easement; Parcel 5: 2.28 acres; Parcel 6: 3.0 acres; Parcel 7: 0.84 acre; Parcel 8: 0.39 acre, all for a construction permit. Offer \$272,100.00.

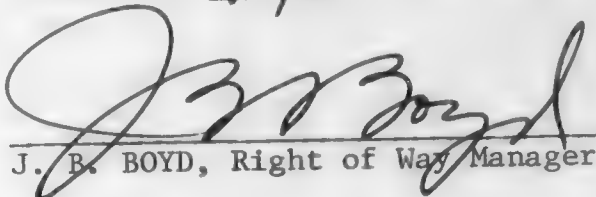
S.E. DIVISION ST.-S.E. POWELL BLVD. SECTION, S.E. 182ND AVENUE - MULTNOMAH COUNTY

R-52374 - Mildred R. Arvidson et al. Parcel 1: 238 square feet; Parcel 2: 4,200 square feet, both for permanent slope easement. Offer \$1,550.00.

S.E. 50TH AVENUE-S.E. 92ND AVENUE (PORTLAND) SECTION, MT. HOOD (POWELL BLVD.) HIGHWAY - MULTNOMAH COUNTY

R-46067 - NABCO Industries, Inc. et al. 7,723 square feet for right of way purposes. Offer \$118,500.00.

Dated this 14 day of July, 1982.


J. B. BOYD, Right of Way Manager

RE: Report of Offers Tendered: 5

8-17-82

COM 4

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

EAST PORTLAND FREEWAY-ROCK CREEK CORNER SECTION, CLACKAMAS
HIGHWAY - CLACKAMAS COUNTY

R-51342 - ZARCO, Inc. et al. Parcel 1: 2,520 square feet for right of way purposes. Parcel 2: 1,120 square feet for permanent easement for slopes and drainage. Parcel 3: 505 square feet for temporary easement for retaining wall. Parcel 4: 1,975 square feet for construction permit for road approach. Offer \$11,000.00.

R-51345 - Nickolas D. Monaco et al. 0.12 acre for right of way purposes. Offer \$42,800.00.

R-51346 - Olen Canamore et al. 1,600 square feet for right of way purposes. Offer \$10,700.00.

R-51347 - Terry L. Sofich et al. 4,225 square feet for right of way purposes. Offer \$15,500.00.

R-51375 - George Gunzner et al. Access. Offer \$25,825.00.

PARK PLACE-CLACKAMAS COMMUNITY COLLEGE SECTION, CASCADE HIGHWAY
SOUTH - CLACKAMAS COUNTY

R-51460 - Ronnal D. Schieff et al. 5.1 acres for right of way purposes including use for relocating Beaver Creek Road. Offer \$476,500.00.

S.W. MURRAY BLVD.-S.W. ALICE LANE (BEAVERTON) SECTION, S.W.
ALLEN BLVD. - WASHINGTON COUNTY

R-51911 - Harriet Krom et al. Parcel 1: 1,325 square feet for right of way purposes. Parcel 2: 428 square feet for temporary easement. Offer \$6,300.00.

R-51912 - Duane L. Christie et al. Parcel 1: 27 square feet for right of way purposes. Parcel 2: 575 square feet for temporary easement. Offer \$550.00.

R-51913 - Joseph L. Kabdebo et al. Parcel 1: 1,705 square feet for right of way purposes. Parcel 2: 565 square feet for temporary easement. Offer \$6,950.00.

(OVER)

Report of 21 Offers Tendered for June 16, 1982

- 4757 -

R-51917 - Twenty-Third and Flanders Medical Center, Inc. et al. Parcel 1: 955 square feet for right of way purposes. Parcel 2: 265 square feet; Parcel 3: 120 square feet, both for temporary easement. Offer \$18,250.00.

R-51921 - Ralph E. Benson et ux. Parcel 1: 123 square feet for right of way purposes. Parcel 2: 246 square feet for temporary easement. Offer \$500.00.

R-51938 - Victor L. Calderon et al. Parcel 1: 2,214 square feet; Parcel 2: 1,025 square feet, both for right of way purposes. Parcel 3: 375 square feet; Parcel 4: 300 square feet, both for temporary easement. Offer \$112,000.00.

R-51945 - Larry L. Lindstrom et al. Parcel 1: 660 square feet for right of way purposes. Parcel 2: 240 square feet for temporary easement. Offer \$7,700.00.

R-51952 - E. M. Bowers et al. Parcel 1: 4,583 square feet for right of way purposes. Parcel 2: 1,292 square feet for temporary easement. Offer \$40,000.00.

R-51961 - Harold R. Freece et al. Parcel 1: 1,080 square feet for right of way purposes. Parcel 2: 540 square feet for temporary easement. Offer \$10,000.00.

R-51963 - Atlantic Richfield Company et al. Parcel 1: 1,352 square feet for right of way purposes. Parcel 2: 435 square feet for temporary easement. Offer \$38,000.00.

R-51965 - Robert S. Bobosky et al. Parcel 1: 570 square feet for right of way purposes. Parcel 2: 395 square feet for temporary easement. Offer \$3,375.00.

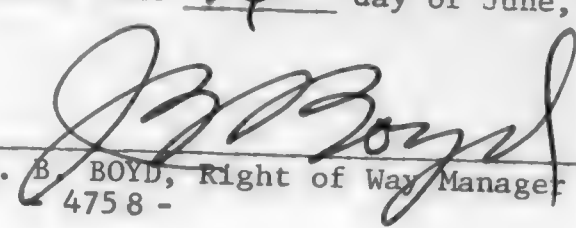
R-51969 - The Oregon Bank et al. Parcel 1: 1,283 square feet for right of way purposes. Parcel 2: 1,283 square feet for temporary easement. Offer \$7,300.00.

R-51971 - William C. Elkins et al. Parcel 1: 627 square feet for right of way purposes. Parcel 2: 1,254 square feet for temporary easement. Offer \$4,625.00.

R-52511 - Laurel C. Dennis et al. Parcel 1: 1,102 square feet for right of way purposes. Parcel 2: 290 square feet for temporary easement. Offer \$16,000.00.

R-52556 - Shell Oil Company et al. Parcel 1: 1,030 square feet for right of way purposes. Parcel 2: 408 square feet for temporary easement. Offer \$19,950.00.

Dated this 16 day of June, 1982.


J. B. BOYD, Right of Way Manager
4758 -



Department of Transportation

PARKS AND RECREATION DIVISION

525 TRADE STREET SE., SALEM, OREGON 97310

G
8-17-82

DATE: August 2, 1982

TO: Oregon Transportation Commission

SUBJECT: Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized the State Parks Administrator, or his designate, in an official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith, the Parks Administrator or his designate has approved the following actions and report them for your official records.

On May 21, 1982 approved an agreement with Clackamas County for law enforcement services at Milo McIver State Park.

On May 21, 1982 approved an agreement with Marion County for law enforcement services at Willamette Mission State Park and Champoeg State Park.

On June 2, 1982 approved Bobby E. Ray's request to place a mobile home within the Clackamas River Scenic Waterway in Clackamas County.

On June 2, 1982 approved Joseph L. Huckin's request to partially cut and thin timber within the Clackamas River Scenic Waterway in Clackamas County.

On June 2, 1982 approved Thomas L. Cieminski's request to add a cedar deck, repair roof, repair siding and install a natural stone fireplace to an existing residence within the Deschutes River Scenic Waterway in Wasco County.

On June 14, 1982 approved an agreement with Roger Blakely for caretaker services at Elijah Bristow State Park.

On June 18, 1982 approved Rajneesh Neo-Sannyas International Commune's request to temporarily place chemical toilets within the John Day River Scenic Waterway in Wasco County.

On June 21, 1982 approved a timber sale contract with Ed Evey, Evey Logging, for windthrow salvage in Saddle Mountain State Park.

Report of Action Taken Under Delegated Authority
August 2, 1982
page 2

On June 25, 1982 approved James L. Thalhamer's request to build an addition to his home within the Rogue River Scenic Waterway in Josephine County.

On July 1, 1982 approved an agreement with the Department of General Services for rental of office space in Tillamook for Parks' Region 2 office.

On July 1, 1982 approved the following Vendor applications for vendors selling Deschutes River Boater Pass:

Stone's Ski & Sports, The Dalles
Magnum Sports, Hood River
Sun Country Tours, Bend
Dinty's Market, Wasco
Smith's War Surplus, Hood River
The Barbless Hook, Portland
Dr. T.D. Flaiz, Hermiston Medical Center, Hermiston

On July 12, 1982 approved an agreement with the U.S. Army Corps of Engineers for placement of a cable for a wave recording system across the beach near Bandon South Jetty County Park.

On July 14, 1982 approved an amendment to the Charbonneau Greenway Scenic Easement agreement with Willamette Factors Inc., for scenic easement on the Willamette River Greenway.

On July 14, 1982 consented to a street vacaton adjacent to Haystack Hill State Wayside.

On July 15, 1982 approved Ronald B. Meacham, Northwest Pipeline Corporation's request to lower an existing gasline within the Clackamas River Scenic Waterway in Clackamas County.

On July 19, 1982 approved Wallace R. McClung's request to construct a single family dwelling within the Clackamas River Scenic Waterway in Clackamas County.

On July 19, 1982 approved Donald Forster's request to replace an existing mobile home with a single family dwelling within the Deschutes River Scenic Waterway in Wasco County.

G

8-17-82

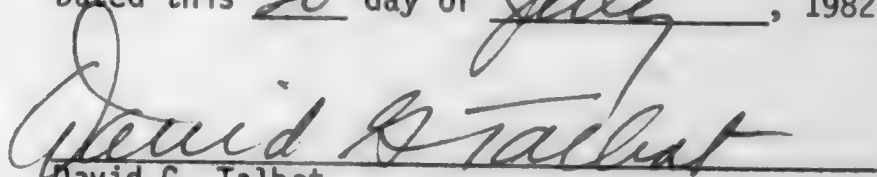
Report of Action Taken Under Delegated Authority
August 2, 1982
page 3

On July 19, 1982 approved Linda Coe's request to complete road building, land clearing, tree and firewood harvesting, and tree replanting within the Clackamas River Scenic Waterway in Clackamas County. Includes restrictive covenant to protect vegetation.

On July 19, 1982 approved William T. Markos' request to complete road building, land clearing, tree and firewood harvesting, and tree replanting within the Clackamas River Scenic Waterway in Clackamas County. Includes restrictive covenant to protect vegetation.

On July 19, 1982 approved Hal H. Broughton's request to complete road building, land clearing, tree and firewood harvesting, and tree replanting within the Clackamas River Scenic Waterway in Clackamas County. Includes restrictive covenant to protect vegetation.

Dated this 30 day of July, 1982


David G. Talbot
State Parks Administrator

DGT/md
4803B

H

8-17-82

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On JULY 30, 1982, \$ 3,045,212.28 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of JUNE, 1982.

On JULY 30, 1982, \$ 1,825,715.42 (12.17% of the Highway Fund) was distributed to the cities for the month of JUNE, 1982.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 28TH day of JULY, 1982

V. E. Skoog

V. E. Skoog, Controller
Highway Division

Attachments

cc: Fred Miller
John Earley

I

8-17-82

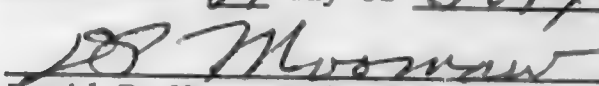
TO: Oregon Transportation Commission

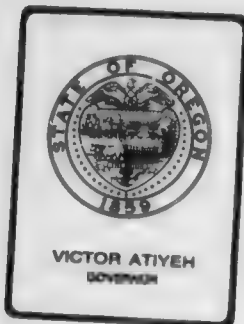
SUBJECT: Confirmation Report of Actions Taken
Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following contract and report this action for your official records:

On July 14, 1982, approved a personal service contract with the Motor Vehicles Division and Paul Dixon dba Bolton Advertising for radio public service announcements for the Safe Driver Extension Program at a cost of \$570. Time period: July 14, 1982 to September 1, 1982.

Dated this th 29 day of July, 1982


David P. Moomaw, Administrator
Motor Vehicles Division



J

8-17-82

State of Oregon Aeronautics Division

3040 25th STREET S.E., SALEM, OREGON 97310 PHONE 378-4880

August 3, 1982

MEMO TO:

Anthony Yturri, Chairman
Peter J. Brix
Robert F. Dwyer
N. B. Giustina
Tom Walsh

FROM:

Paul E. Burket, *Paul E. Burket*
Aeronautics Administrator

SUBJECT:

Agenda Items for Commission Meeting, August 17, 1982 (Actions by Aeronautics Administrator under delegated authority).

The following information report is submitted regarding contractual and real property actions I have taken under the authority delegated to me by the Transportation Commission.

They will appear in the agenda as an information item only.

Contractual Actions

1. On August 5, 1981 executed a Professional Services Agreement between OSAD and Malcolm Miner & Associates. (Malin Airport - wind data).
2. On August 17, 1981, executed Addendum No. 2 to the Professional Services Agreement (dated 12/8/80) between OSAD and CH2M Hill. (Condon State Airport).
3. On August 26, 1981, executed a Professional Services Agreement between OSAD and Gaits Teaching Seminar for a certified flight instructor refresher course.
4. On September 1, 1981 executed Change Order No. 1 to contract 91-81 between OSAD and Schneider Equipment Company, Inc. (Aurora State Airport - well project).
5. On September 14, 1981, executed Addendum No. 1 to the Professional Services Agreement (dated 6/10/81) between OSAD and Wm. I. Peterson Engineering, Inc. (Aurora State Airport - well project).

- 4764 -

A DIVISION OF THE DEPARTMENT OF TRANSPORTATION
A MEMBER OF NATIONAL ASSOCIATION OF STATE AVIATION OFFICIALS

Oregon Transportation Commission
Page 2
August 3, 1982

6. On September 14, 1981, executed Change Order No. 2 to contract 91-81 between OSAD and Schneider Equipment Company, Inc. (Aurora State Airport--well project).
7. On October 27, 1981, requested reimbursement from the FAA for land at the John Day State Airport in the amount of \$33,000.
8. On October 28, 1981, requested final payment from the FAA for the Condon State Airport Site Investigation study (under the Planning Grant Program) in the amount of \$1,600.00.
9. On October 29, 1981, requested reimbursement for the OCASPP (Project S-41-0041-03) in the amount of \$13,772.00.
10. On November 9, 1981, executed Addendum No. 2 to the Professional Services Agreement (dated 6/10/81) between OSAD and Wm. I. Peterson Engineering, Inc. (Aurora State Airport - well project).
11. On November 19, 1981 executed a Memorandum of Agreement between OSAD and the University of Oregon (Sandra Gleason and Janet Thorp).
12. On November 24, 1981, executed Addendum No. 2 to the Professional Services Agreement (dated 11/28/79) between OSAD and Marjorie Hanley (OCASPP).
13. On December 8, 1981, executed a Unicom Use Permit between OSAD and James V. Perry, dba Oregon Pacific Aviation at the Cottage Grove State Airport. (Expires 11/30/86).
14. On February 10, 1982:
 - a. Requested a partial payment from the FAA for the Wallowa County Airport Study (Project No. A-41-0086-01) in the amount of \$6,027.30.
 - b. Requested a partial payment from the FAA for the OCASPP (Project S-41-0041-03) in the amount of \$15,025.21.

Oregon Transportation Commission
Page 3
August 3, 1982

15. On April 26, 1982, requested a payment from the FAA on John Day State Airport Project No. 5-41-0028-01 in the amount of \$21,420.00
16. On May 25, 1982, executed a letter agreement between OSAD and Ray Brown for his spray operations at the Independence State Airport. (Expires 6/30/82).
17. On June 1, 1982:
 - a. Executed Addendum No. 1 to the Memorandum of Understanding (dated 3/30/81) between OSAD and the State Highway Division for the John Day State Airport cross-wind runway project.
 - b. Executed Addendum No. 2 to the Memorandum of Understanding (dated 3/30/81) between OSAD and the State Highway Division for the John Day State Airport cross-wind runway project.
18. On June 24, 1982, executed a Professional Services Agreement between OSAD and Rens Manufacturing Company for auditing tapes. (Effective 6/30/82, expires 9/30/82).

Real Property Actions

1. On August 5, 1981:
 - a. Executed a Hangar Site Lease for Site N-9 at the Cottage Grove State Airport between OSAD and Michael I. Mann. (Expires 7/14/86).
 - b. Accepted a Hold Harmless and Indemnity Agreement on behalf of OSAD by Richard C. and Karen S. Littleton, dba Horizon Aviation, Inc. for an air show at the Aurora State Airport.
2. On August 13, 1981, executed a Hangar Site Lease for Site N-12 at the Cottage Grove State Airport between OSAD and Jerry Arney. (Expires 7/31/86).

Oregon Transportation Commission
Page 4
August 3, 1982

3. On August 17, 1981, executed a Hangar Site Lease for Site N-10 at the Cottage Grove State Airport between OSAD and Heath Logging Company. (Expires 6/14/86).
4. On August 18, 1981, executed an Assignment of the Hangar Site Lease between OSAD and Shield Enterprises to Albert Edgerly for Site E-5 at the Lebanon State Airport.
5. On August 21, 1981 approved the Commercial Hangar Site Lease between the City-County Airport Commission and Flying "M" Aviation at the John Day State Airport. (Expires 8/31/86).
6. On August 25, 1981, executed a Hangar Site Lease for Site #1 at the Lakeside State Airport between OSAD and Patrick T. Flury. (Expires 6/30/86).
7. On September 3, 1981, executed a Hangar Site Lease for Site N-11 at the Cottage Grove State Airport between OSAD and Paul Fossum. (Expires 7/31/86).
8. On September 18, 1981, executed an Assignment of the Hangar Site Lease between OSAD and Kenneth Bond to Fred Anderson for Site W-11 at the Lebanon State Airport.
9. On October 5, 1981, executed an Assignment of the Hangar Site Lease between OSAD and Albert Edgerly to John Vawter for Site W-17 at the Lebanon State Airport.
10. On October 8, 1981:
 - a. Executed an Assignment of the Hangar Site Lease between OSAD and Fred Anderson to Sam Ybarra for Site W-11 at the Lebanon State Airport.
 - b. A termination of the Hangar Site Lease between OSAD and Fred Anderson for Site W-18 at the Lebanon State Airport.

8-17-82

Oregon Transportation Commission
Page 5
August 3, 1982

11. On October 30, 1981 received a Report of Settlement-- (\$10,500.00) for litigation involving the State vs Cunningham (File Nos. L-7731/R-A-27) at the Powers State Airport.
12. On November 9, 1981 executed a termination of the Hangar Site Lease between OSAD and Charles T. Burrus for Site #2 at the Powers State Airport.
13. On November 13, 1981, executed an Assignment of the Flying Service Lease between OSAD and Centennial Aviation, a Partnership, to James V. Perry, doing business as Oregon Pacific Aviation at the Cottage Grove State Airport.
14. On November 25, 1981, executed a Power Line Easement from OSAD to Columbia Basin Electric Coop, Inc. at the Condon State Airport.
15. On December 3, 1981:
 - a. Executed an Assignment of the Hangar Site Lease between OSAD and Wm. Gorman to R & R Farms, Inc. for Site #3 at the Independence State Airport.
 - b. Approved a Hangar Site Lease between the City-County Airport Commission and John Nydam at the John Day State Airport. (Expires 11/14/86).
16. On December 9, 1981, executed a Hangar Site Lease for Site A between OSAD and Anthony Roe at the Cape Blanco State Airport. (Expires 8/31/86).
17. On December 11, 1981, executed a Tree Cutting Permit between OSAD and Harold Knapp at the Cape Blanco State Airport. (Expires 9/30/82).
18. On December 15, 1981, executed a Tiedown Rental Agreement between OSAD and James V. Perry, doing business as Oregon Pacific Aviation at the Cottage Grove State Airport. (Expires 12/31/82).
19. On December 29, 1981, executed Addendum No. 2 to the Tiedown Rental Agreement (dated 4/3/81) between OSAD and Richard C. and Karen S. Littleton) at the Aurora State Airport.

8-17-82

Oregon Transportation Commission
Page 6
August 3, 1982

20. On January 4, 1982, executed an Assignment of the Hangar Site Lease between OSAD and Richard Rouske to Duane Patterson for Site #3 at the Siletz Bay State Airport.
21. On January 13, 1982, executed a Hangar Site Lease for Site E-12 between OSAD and Robert Johnson at the Lebanon State Airport. (Expires 12/31/86).
22. On January 14, 1982, executed the License for Operation and Maintenance of an Aircraft Flight Strip between OSAD and the U. S. Bureau of Reclamation for the Owyhee Reservoir State Airport. (Expires 1/2007).
23. On February 18, 1982:
 - a. Executed a termination of the Hangar Site Lease for Site E between OSAD and Guy Hardin at the Cape Blanco State Airport.
 - b. Executed a termination of the Hangar Site Lease for Site 1E between OSAD and Charles Rorex and Howard Kehl at the Cape Blanco State Airport.
24. On February 19, 1982, executed a Special Use Agreement for a soft ball field between OSAD and the Pacific Sea Lions Club at the Siletz Bay State Airport. (Expires 8/31/82).
25. On March 2, 1982, executed a Commercial Concessions Agreement between OSAD and Bates Air Service for an agricultural spray operation from the Condon State Airport. (Expires 2/18/83).
26. On March 19, 1982, executed a Farming Lease between OSAD and Joe Gilbert for property adjacent to the Lebanon State Airport. (Expires 9/30/82).
27. On April 5, 1982, executed a Hangar Site Lease for Site A between OSAD and Dyer Farms at the Condon State Airport. (Expires 9/19/86).
28. On April 6, 1982, executed Addendum No. 2 to the Commercial Operations Lease (dated 4/3/81) between OSAD and Richard C. and Karen S. Littleton at the Aurora State Airport.

J. (8-17-82

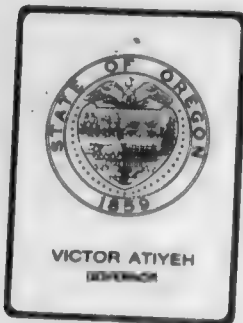
Oregon Transportation Commission
Page 7
August 3, 1982

29. On April 9, 1982, executed a Hangar Site Lease for Site #6 between OSAD and Nels Manufacturing, Inc. at the Independence State Airport. (Expires 6/7/87).
30. On April 21, 1982, executed a Hangar Site Lease for Site F between OSAD and Larry Wade at the Condon State Airport. (Expires 11/30/86).
31. On April 23, 1982, executed a Consent to the Assignment of Lease and Leasehold Mortgage for Richard C. and Karen S. Littleton's loan with U. S. National Bank of Oregon. (Aurora State Airport).
32. On April 28, 1982, executed a termination of the Hangar Site Lease for Site N-2 between OSAD and Lane Ludington at the Cottage Grove State Airport.
33. On May 5, 1982, executed an Ingress/Egress Permit between OSAD and Glenn Jones for access to the Toledo State Airport. (Expires 2/14/87).
34. On May 19, 1982, executed Addendum No. 1 to the Hangar Site Lease (dated 4/12/82) between OSAD and Larry Wade at the Condon State Airport.
35. On May 27, 1982, executed a Commercial Concessions Agreement between OSAD and Mark Christen for a scenic flight operation from the Siletz Bay State Airport. (Expires 9/6/82).
36. On June 15, 1982, executed a termination of the Hangar Site Lease for Site N-4 between OSAD and Ralph Douthit at the Cottage Grove State Airport.
37. On June 17, 1982, executed a Commercial Acreage Lease between OSAD and Arthur B. Higgins at the Aurora State Airport. (Expires 6/30/87).
38. On June 23, 1982, executed Addendum No. 3 to the Commercial Lease Agreement (dated 4/3/81) between OSAD and Richard C. and Karen S. Littleton at the Aurora State Airport.

J
8-17-82

Oregon Transportation Commission
Page 8
August 3, 1982

39. On June 29, 1982, executed a Grazing Lease between OSAD and Sally Finn for land adjacent to the Seaside State Airport. (Expires 6/10/87).
40. On July 13, 1982, executed a Farming Lease between OSAD and Dan Bausch for land adjacent to the Cascade Locks State Airport. (Expires 5/14/83).
41. On June 20, 1982, executed a termination of the Hangar Site Lease between OSAD and Richard Alexander for Site W-15 at the Lebanon State Airport.
42. On July 23, 1982, executed a License for the Operation and Maintenance of an Aircraft Flight Strip from the Bureau of Reclamation for the Owyhee Reservoir State Airport. (8/2007).
43. On July 26, 1982, executed a Tiedown Rental Agreement between OSAD and A. R. Earth Enterprises, Inc. dba Flying Machines, Inc. at the Independence State Airport. (Expires 4/30/83).
44. On August 2, 1982, approved a Hangar Site Lease for Site #10 between the City-County Airport Commission and Joseph Matuna at the John Day State Airport. (Expires 7/31/87).



K

8-17-82

Department of Transportation
PUBLIC TRANSIT DIVISION

TRANSPORTATION BUILDING, SALEM, OREGON 97310 PHONE 378-8201

August 5, 1982

In Reply Refer to
File No.

MEMORANDUM

COM 4

TO: Oregon Transportation Commission
FROM: *Dennis H. Moore*
Dennis H. Moore, Administrator
Public Transit Division

SUBJECT: Reported Actions Taken Under Delegated Authority

On behalf of the Commission and under the authority delegated to me to approve and sign contracts, I have taken the following actions since my last report:

1. Federal Highway Administration, Non-Urbanized Area Operating Assistance Program, (Section 18). A federal program to provide operating assistance to transportation systems in Oregon.
 - A. City of Milton-Freewater, \$3,450 (January 7, 1982)
 - B. Deschutes County, \$500 (July 1, 1982)
 - C. Baker County, \$2,850 (July 12, 1982)
 - D. Yamhill County, \$9,330 (July 21, 1982)
 - E. Union County, \$2,850 (July 21, 1982)
 - F. Rogue Valley Transportation District, \$57,750 (July 28, 1982)
2. Federal Highway Administration, Non-Urbanized Area Capital Assistance Program, (Section 18). A federal grant providing capital assistance to non-urbanized transit systems.
 - A. Rogue Valley Transportation District, \$255,680 (July 28, 1982)
3. Small City and Rural Operating Assistance. A State General Fund program to provide operating assistance to small city and rural transit systems.
 - A. City of Milton-Freewater, \$1,550 (January 7, 1982)
 - B. Baker County, \$2,150 (July 12, 1982)
 - C. Yamhill County, \$7,030 (July 21, 1982)
 - D. Union County, \$2,150 (July 21, 1982)

Oregon Transportation Commission
August 5, 1982
Page 2

4. Small City and Rural Capital Assistance. A State General Fund program to provide capital assistance to small city and rural transit systems.
 - A. City of Coquille, \$1,000 (July 19, 1982)
5. Urbanized Area Transit Program. A State General Fund program to support transit projects in urbanized areas.
 - A. Tri-Met, \$1,517,545 (July 22, 1982) An agreement with Tri-Met wherein the state shall reimburse Tri-Met for one-half of the non-federal share of costs associated with federal projects including the purchase of 30 articulated buses, bus radios and transmission facilities, and self-service fare collection equipment.
6. Urban Mass Transportation Administration, (Section 16(b)(2)). A federal program for capital purchases of vehicles and equipment to be used in transporting elderly and handicapped persons.
 - A. A contract with Urban Mass Transportation Administration to administer and disburse \$314,308 in FY '81 federal funds for the purchase of capital equipment to be used in transporting elderly and handicapped persons. (January 8, 1982)
 - B. Marion-Polk-Yamhill Council on Aging, \$26,880 (January 18, 1982)
 - C. Eastern Oregon Community Development Council, \$18,900 (February 12, 1982)
 - D. Lincoln County Council on Aging, \$12,600 (March 4, 1982)
 - E. Special Mobility Services, \$95,294 (July 26, 1982)
7. Urban Mass Transportation Administration, (Section 5). A federal grant providing capital/operating assistance to urbanized transit systems on a pass-through basis.
 - A. An agreement with the Lane Transit District and the Urban Mass Transportation Administration to allow Lane Transit District to receive \$320,000 in federal funds directly. (April 26, 1982)
 - B. An agreement with the Lane Transit District and the Urban Mass Transportation Administration to allow Lane Transit District to receive \$867,392 in federal funds directly. (January 15, 1982)
8. A contract with the Public Utility Commission to provide General Funds in the amount of \$2,500 to edit and complete the final report for the Willamette Valley Rail Project. (June 30, 1982)

Oregon Transportation Commission
August 5, 1982
Page 3

K
8-17-82

9. Interagency agreement with Tri-Met and the Metropolitan Service District on special needs transportation. Enhances coordination of governmental agencies in the delivery of special needs transportation in the Portland-Metro area. (June 9, 1982)
10. A contract with the Federal Highway Administration to reimburse the Public Transit Division for indirect costs allocated to federal programs. The rate agreed to is applicable to all the Division's federal programs. (May 4, 1982)

DHM:RK:kk

cc: Fred Miller, Director
Department of Transportation

Bob Gormsen, Commission Services
Department of Transportation

MINUTES
of the
OREGON TRANSPORTATION COMMISSION MEETING
held on
September 29, 1982

Klamath Falls, Oregon
September 29, 1982

The Oregon Transportation Commission held its regular monthly meeting in the County Courthouse Annex (305 Main Street, Klamath Falls) beginning at 10:12 a.m. Notice of the meeting had been made by press release to the newspapers of general and local circulation throughout the State. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
Peter J. Brix, Member
N. B. Giustina, Member
Robert F. Dwyer, Member
Fred D. Miller, Director of Transportation
George Bell, Assistant Director for Intergovernmental and
Public Affairs
H. S. Coulter, State Highway Engineer
Dennis Moore, Administrator of Public Transit Division
David Moomaw, Administrator of Motor Vehicles Division
Larry Jacobson, Deputy State Parks Administrator
Dale Wilken, Federal Highway Administration
Dale Allen, Region 4 Engineer
Robert Gormsen, Manager, Commission Services

There were others present including representatives of the news media.

The Commission unanimously approved the following items on the consent calendar:

- 1) Minutes of the Commission meeting of August 17, 1982.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2727" on file in Commission's files, Salem.)
- 3) Authorized payment of \$6,200 for the AASHTO Materials Reference Laboratory for fiscal year 1983.
- 4) Repair of the Jordan Creek Bridge on Arock County Road in Malheur County under the Special Bridge Replacement Fund. State to pay normal County's share of \$5,000 since it was the State's responsibility for the construction engineering error. Total estimated cost of repairs \$25,000 with the Federal share \$20,000 and local match \$5,000.

(continued next page)

- 5) Added two bridge replacement projects to the State Construction Program (Coyote Creek and Middle Fork Coyote Creek Bridges) on the Florence-Eugene Highway in Lane County at M.P. 49.0 and M.P. 50.9. Estimated construction cost of \$1,044,000 would be financed with Federal Aid Highway Bridge Replacement On-System Funds including \$209,000 State match. (Authorized State Highway Engineer to sign necessary agreements.)
- 6) Extended the routing for I-84 over the Banfield Freeway from I-205 to I-5 as follows:

Easterly over the Columbia River Highway from its junction with the Pacific Highway (I-5), via Hood River and The Dalles to its junction with the Old Oregon Trail east of Boardman; thence, southeasterly over the Old Oregon Trail via Pendleton and LaGrande to the Oregon-Idaho State Line near Ontario.
- 7) A traffic signal installation at North Interstate Avenue (Pacific Highway West) and Fremont Street in the City of Portland at no cost to the State.
- 8) Authorized increases in project authorizations on the following contracts:
 - a) Contract No. 9337 for the improvement in the Santiam Safety Rest Area, Pacific Highway, Marion County, in the amount of \$39,042 (12.4% increase).
 - b) Contract No. 9373 for the Pudding River Bridge Section, Hillsboro-Silverton Highway, Marion County, in the amount of \$93,235.76 (8.6% increase).
- 9) Authorized Parks Division Administrator to execute an agreement with Bernard L. Jackson, Agness, allowing three travel trailers (TL 110, T35S, R11W, W.M.) within the Rogue River Scenic Waterway in Curry County, subject to the following:
 - a) Requires Jackson to construct a rustic fence to screen the trailers from view from the river.
 - b) Requires Jackson to plant and maintain a laurel hedge between the fence and the river. The fence may be removed when the hedge reaches sufficient height to screen the trailers from view from the river.

(continued next page)

- c) Requires Jackson to complete a) and b) within six months of the approval of this agreement.
 - d) Requires the Department to approve permanent placement of the three travel trailers for employee use only so long as a), b) and c) are carried out.
- 10) Research contract with Oregon State University, Department of Civil Engineering and Transportation Research Institute, to assist the Materials Section in conducting a study entitled "Effect of Moisture and Aging on Asphalt Pavement Life". Cost of contract \$51,510. Total cost of joint project estimated at \$77,463.
 - 11) Adopted temporary rule amending OAR 734-71-010 by adding to Table 1 of Section 1 allowing the towing of one other vehicle by a motorhome on specific Oregon highways provided the combined overall length does not exceed 60 feet. ("Permit Rule No. 41A" effective from October 5, 1982, through April 3, 1983. Rule filed with Secretary of State on October 5, 1982, and will be published in their bulletin on October 15, 1982.)
 - 12) Authorized Parks Division Administrator to execute an agreement with Jerry Schultz to construct a combination storage/guest house/garage building on TL 3200, Sec. 25, T3S, R7E, W.M., within the Rogue River Scenic Waterway in Josephine County, subject to the following conditions:
 - a) Require the project to be constructed as proposed.
 - b) Require that additional landscaping be added to the area between the structure and the river.
 - 13) Authorized Parks Division Administrator to execute an agreement with Rolf Sommer for an existing cabin (TL 305, Sec. 8, T37S, R9W, W.M.) within the Illinois River Scenic Waterway in Josephine County, subject to the following conditions:
 - a) Gives Commission approval to the structure, as built.
 - b) Requires that all vegetation between structure and the river is maintained.

Written delegated authority reports had been mailed to the Commission prior to the meeting. These reports show the action taken by the following officials on behalf of the Commission pursuant to its duly adopted delegation orders. (Exhibits are in the Commission's files in Salem.)

(continued next page)

Chairman of Transportation Commission	Exhibit A
Vice Chairman of Transportation Commission	Exhibit B
Director of Transportation	Exhibit C
State Highway Engineer	Exhibit D
Assistant State Highway Engineer	Exhibit E
Right of Way Manager	Exhibit F
Location Engineer	Exhibit G
Highway Controller	Exhibit H
State Parks Administrator	Exhibit I
Chief Counsel	Exhibit J
Aeronautics Administrator	Exhibit K

The Commission confirmed their next meeting date as Tuesday, October 19, 1982, in Salem. They tentatively set the following date for Tuesday, November 16, 1982, in Salem.

Mr. Miller recalled that at the August 17, 1982, Commission meeting the Chairman appointed a Special Committee of Vice Chairman Walsh, Mr. Talbot and himself to study the proposal to close a portion of the beach to off-road vehicles on the Central Coast fronting the Dunes National Recreation Area in Lane, Douglas and Coos Counties.

Vice Chairman Walsh reported that the Committee and the Division of State Lands visited Sand Lake and the Dunes. They met with the Forest Service, the off-road vehicle group, citizens and local officials. He observed that the problem did not appear to be as great as they had been led to believe. He said there is need for additional enforcement and in some areas there is competing usage of the beach. He felt there is a great opportunity for a cooperative solution from within the various groups involved. He said the environmental group and the off-road vehicle group have a lot more in common than they have in opposition or contrast to each other. He said the estuary at the mouth of the Siltcoos River is very fragile and must be protected. He continued that on October 1, 1982, the Forest Service would open an access road to the beach for the winter season. He called on Mr. Miller to explain the temporary beach closure needed to effectively close off-vehicle entrance to the estuary from the ocean side.

Mr. Miller said he had placed before the Commission a temporary rule closing a section of the beach to motorized traffic at the mouth of the Siltcoos River at the Oregon Dunes National Recreation Area. The temporary rule would protect the estuary but would still allow access to the ocean beach. He said the entire question of permanent closure would be under continued study by the Committee and a report will be made to the Commission in a few months.

Vice Chairman Walsh moved and Commissioner Dwyer seconded that the rule be adopted. The Commission unanimously adopted the temporary rule ("Ocean Shore Rule No. 13A" amending OAR 736-24-030),

a copy of which is on file in the Commission's files, Salem. (The rule was filed with the Secretary of State on October 1, 1982, and effective that date. The temporary rule will be published in the Secretary of State's Administrative Rule Bulletin on October 15, 1982.)

Jack Kalinoski, Public Affairs Manager, and Jim Wright, President, Oregon-Columbia Chapter, Associated General Contractors, were present and Chairman Yturri called on Mr. Kalinoski for his presentation.

Mr. Kalinoski read the following statement concerning a proposed constitutional amendment to restrict public hiring for tasks that compete with private enterprise:

Chairmen Yturri, members of the Commission, you have asked that we appear here today to discuss with you the initiative petition we, along with many others, are now circulating throughout Oregon.

The stated purpose of the initiative is to reduce the number of people employed by public agencies to that number absolutely necessary. The proposed amendment to the state constitution would eliminate government competition with the private sector, unless authorized by a specific act of the Legislature, and would prohibit the construction of public improvements by any means other than contract with the private sector.

Members of the Associated General Contractors rigidly adhere to the economic theory of private ownership of means of production and free enterprise through an open, honest and competitive system of public contracting.

For many years, construction contractors have tried to convince public agencies that using the private sector is the most efficient manner to construct public improvements and, at least in some instances, maintain public facilities.

We have petitioned the Oregon Legislature on several occasions to enact legislation to support this basic concept. These efforts have resulted in only limited attention to the issue. Legislation in this regard is always vigorously opposed by representatives of public agencies.

The argument is usually made that public improvements should be accomplished at the least possible cost. Indeed, state statutes now make strong statements in that regard. We have not quarreled with that premise but we find the private sector is constantly at a disadvantage when costs are compared with those estimated by public agencies planning to do work with their own personnel and equipment.

For instance, government requires private contractors to pay their employees the so-called prevailing wage when performing on a public works contract. These wage scales normally are about 40 percent greater than the wages paid to public employees doing comparable work.

Governments more and more often require contractors to subcontract certain percentages of the work to minority subcontractors; public agencies never do this when the work is done in-house.

Public agencies require the private contractor to complete the project by a certain time or suffer monetary penalties. There are no penalties if the public agency fails to complete the work in the prescribed time period.

Private contractors are required to warrant their work against faulty materials or workmanship for as long as two years following completion of the project. If something goes wrong, the contractor must do corrective work at no cost to the public. We have never been able to identify how the public can receive this protection when the work is done by public employees.

Existing state law requires cost accounting, when work is done by public employees. Although this law has existed for some time now, only a few have fulfilled that requirement. And even where cost accounting is practiced, the methods are too often questionable and the final costs are never compared with those that would have been experienced had the work been contracted.

We have seen public agency cost accounting that was so inadequate that charges for labor and overhead were insufficient to cover the costs of fringe benefits accruing to employees. One Certified Public Accountant found a cost accounting system so lacking that he termed the records "unauditable." He pointed out, as an instance, that evidently trucks were used on the project, but they had no drivers. It was later determined that the drivers' time was charged to a maintenance project.

We are convinced the majority of the voters in Oregon still subscribe to the basic premise that government should not perform work or services that can be performed by the private sector. And they would not want their governments to use built-in advantages to compete with the private sector.

Yet even at this time, public agency intrusion into the construction business continues to grow. Many public agencies now own and operate their own asphalt batch plants. Purchases of equipment designed primarily for construction work is continuing.

One Port Authority in Oregon has announced plans to purchase a portland cement batch plant available from the federal government as surplus equipment. They plan to use this plant to produce and place materials that would normally be the prerogative of a private contractor. To make matters even worse, they plan to contract with other public agencies to do their public improvement work.

At least two counties in Oregon now perform construction services for other public entities within the county, with no regard to cost or the effect on the private sector.

One major city has a section within their own water department that does nothing but new construction of water facilities. And their public employee union wants to expand the amount of work that would be assigned to that section without the benefit of competitive bidding.

The members of the AGC do not think this is the type of government Oregonians want. We believe the voters will sustain that belief, and that is the reason we are taking this issue to the voters.

The Commission asked several questions. Vice Chairman Walsh asked if this would eliminate the Highway Maintenance Section. The answer was no. Mr. Kalinoski explained that maintenance of public facilities would be privately contracted only if such services are not available or not cost-effective and it would be the Department's determination as to whether the contracting of the maintenance would be cost-effective as compared to the State's own costs. Vice Chairman Walsh then asked if public school operations could be privately contracted? Mr. Kalinoski answered that they could but he could not imagine the Oregon Legislature interpreting Section 2 of the proposal

to conclude that the school districts should contract out the teaching of the children. Vice Chairman Walsh then asked how the Highway Division could write a contract specification to clear the snow from the Columbia Gorge when there is 12 feet of snow, as they did a few years ago? Mr. Kalinoski responded that such contract specifications had been written successfully by other States and expertise is available to do that; however, he felt no one would interpret this proposal to include snow plowing in the instance described. Mr. Kalinoski said he expects to get at least 100,000 petition signatures by the end of 1982 and it is planned to put the measure on the ballot in November 1984.

Commissioner Brix asked what test would be used to determine cost effectiveness. Mr. Kalinoski answered that a section in the Act allows the Legislature to define certain terms.

The Chairman noted that if public employees are paid 40% less than their counterparts in the private sector, where would the savings be in private contracting? Mr. Kalinoski answered that all things being equal, that would be correct. However, it is the Davis-Bacon Act (a Federal law) which requires the contractors to pay the higher rate. The Chairman then asked if any other State had this law? Mr. Kalinoski answered that he did not know. The Chairman then said he felt the use of the word "service" in the proposal seemed quite vague. For example, "is teaching the providing of a service?" The Chairman said he would like to see a more careful definition of the word "service." The Chairman then thanked Mr. Kalinoski for appearing.

Mr. Moomaw introduced Bob Dow, the Southwest Region Supervisor for Field Operations. Mr. Moomaw said there are a total of 61 field offices divided into five regions. He said the field offices process 2,100,000 transactions per year. He handed the Commissioners for their information a customer satisfaction survey form which the Division is using. Mr. Dow then briefed the Commission on his duties and the offices in his region.

Mr. Miller said Mr. Burket was not present due to flying conditions so he would present two items for him. The Commission unanimously approved the following items:

- 1) Adopted resolution accepting a Grant Offer in the amount of \$98,662 from the Federal Aviation Administration for a continuous planning project for the Oregon Aviation System Plan. The total cost of the one-year project is \$123,328. ("Aeronautics Resolution No. 28" on file in Commission's files, Salem.)
- 2) Financial aid to municipalities grants to the following municipalities for planning or improvement projects to their airports. Grants, not to exceed

(continued next page)

the amount shown, will assist the municipalities in matching Federal fiscal year 1982 Airport Development Aid Program grants which must be accepted by the municipalities prior to October 1, 1982.

CITY	TYPE OF PROJECT	TOTAL	ADAP	SPONSOR	FAM
Creswell	Planning	\$15,000	\$13,500	\$ 750	\$ 750
Lexington	Planning	25,229	22,706	1,523	1,000
Reedsport	Planning	18,000	16,200	900	900
Baker	Improvement	990,337	891,303	67,034	32,000

The Chairman called on Mr. Forrest E. Cooper, Lakeview, representing the Board of County Commissioners of Lake County. Mr. Cooper made a very interesting historic presentation which included a review of the early Oregon road systems and the early Oregon highway revenue programs. He felt an increase in the gas tax is absolutely necessary for Oregon. He said he was not speaking on behalf of any particular road but for all of them. He commented that the highway system is the number one tool for all Oregonians to use and enjoy. He commented that a new gas tax campaign is needed and suggested using in the campaign prominent citizens of the State. He recommended against the use of an advertising agency. He offered his support of such a campaign. (Written presentation on file in Commission's files, Salem.) The Chairman thanked him for his interest in Oregon highways and for his appearance today.

Mr. Moore introduced Victor Dodier, who explained the non-urbanized transportation program (small city and rural). Mr. Dodier said there are 25 operating projects throughout the State. This includes fixed route bus systems in Medford, Klamath Falls, Corvallis, Astoria, Woodburn and Newport. There are also subsidized taxi programs. He pointed out that ridership is slightly less due to economic conditions or increased fares. He mentioned funding for the program, the Statewide Transit Plan, and the effect of Ballot Measure #3 on small city transit.

Mr. Jerry Ehlers, General Manager of the Klamath Basin Transportation District, made a presentation on transit in the Klamath Falls area. Initially in 1980, he said, they started with three buses running six routes. The original projection was for 10,000 passengers per month. The ridership was actually 13,000 the first month and is now carrying 25,000 per month. They now have six buses running from 6 a.m. to 7 p.m. He said they are very pleased with their acceptance to date. A transportation district has been approved by the voters which includes a tax levy over a three-year period. He said there was a 40% increase in ridership over September of last year. He mentioned they have recently commenced operation of a restored 1879 trolley car sponsored by the merchants.

Mr. James Cavener, President of the Klamath Falls Transit Board, addressed the Commission and expressed confidence in the future of the program and the system in the Klamath Falls area. He indicated the District is looking for additional property for a transit maintenance facility.

Dick Sexton, Executive Director of the Klamath County Chamber of Commerce, pointed out that for years lumber has been the number one Oregon industry. He said the main thrust has been toward diversification of the economic base and focused on tourism and diversified industry. He commented on the decrease of tourists at the Midland Information Center with a 31% decrease. He felt that could be attributed primarily to the highway construction south of town and on Highway 97 in California. He stated they must have good highways in order to have tourism. He felt that Klamath Falls will become a prime destination area and part of this is due to the closeness of Crater Lake and the National Lava Beds Monument. He said California will soon be building a major wildlife exhibition about 15 miles south of town. He said there is a potential for expanded tourism and good highways are a necessity to accommodate that. The County and City are united in an effort to attract high technology industries as a means of diversifying the economy. He explained the need for the development of the Southside Bypass and its relationship to future economic development. (Written comments on file in Commission's files, Salem.)

Floyd Wynne, Chairman of the Klamath County Board of Commissioners, welcomed the Commission and thanked them for their past projects and for the inclusion of the bridge across Lake Ewauna on the Six-Year Highway Improvement Program. He said this will allow completion of the Southside Bypass.

Klamath County Commissioner Alvin Cheyne, a member of the Roads Advisory Committee for many years, also welcomed the Commission and thanked them for the work on Highway 97.

Earl Kessler, Director of Public Works for Klamath County, thanked the Commission for the meetings which were held developing the Six-Year Highway Improvement Program. He thanked Dale Allen, Wayne Cobine and Richard Steyskal for their cooperation. He said the funding for the Southside Bypass has been established and plans are moving forward. He stated that Highway 97 in that area needs some work if funding is available. Vice Chairman Walsh commented on the high degree of cooperation between the State and local officials connected with the Southside Bypass Project.

Bob Kennedy, State Representative from the area, welcomed the Commission and thanked them for coming. He stated that the Southside Bypass is needed. As a log truck operator for many years, he realized the importance of highway development and improvement. He said that Highway 97 is used heavily by trucks and is in need of some repair. The Chairman thanked him for his remarks.

Larry Jacobson presented for the Commission's concurrence the North Curry County State Parks Master Plan covering the following 11 parks:

Floras Lake State Park, Cape Blanco State Park, Paradise Point Ocean Wayside (Garrison Beach), Port Orford Heads Wayside, Humbug Mountain State Park, Otter Point Wayside, Cape Sebastian State Park, Port Orford Cedar Forest Wayside, Battle Rock Wayside, Geisel Monument Wayside, Buena Vista Ocean Wayside.

He said the Plan has had extensive public participation and has been approved by the Parks and Recreation Advisory Committee. The Commission unanimously concurred in Mr. Talbot adopting the rule. ("State Park Rule 49D" on file in Commission's files, Salem.) Mr. Talbot adopted the rule on October 6, 1982, filed the rule with the Secretary of State on October 11, 1982, effective that date, and will publish the rule in the Administrative Rule Bulletin on November 1, 1982.

Mr. Jacobson introduced Gerry Lucas, Region Supervisor, who commented briefly on the State parks in that vicinity. He mentioned a new addition in the Collier State Park in Klamath County and that the Corps of Engineers had created some new sand beaches in Hood River County.

Mr. Miller called to the Commission's attention a favorable editorial in the Sunday Oregonian (September 26, 1982 issue) regarding Dave Talbot. The article praised Mr. Talbot for his effort in the purchase of frontage along 13 miles of the Deschutes River in Wasco and Sherman Counties.

George Bell, in Shirley Eads absence, explained the survey of out-of-state vacationers in which 610 visitors were interviewed at five locations between July 26 and August 18.

(continued next page)

He discussed the following results:

Average party size	3
Average stay	7.5 days
Average spent	\$427 per party, per trip
Oregon was main destination for	62%
66% visited a State Park	

States represented:

California	37%
Washington	20%
Idaho	2%
Canada	6%
Other foreign countries	5%

Mr. Bell commented that the results of the 1982 survey were similar to the 1981 findings.

Mr. Coulter requested adoption of a permanent administrative rule raising the fee for issuance of parking permits in winter recreation areas from \$5 to \$7 on an annual basis and from \$1 to \$2 on a daily basis. He said there were no comments received or requests for a hearing. The Commission unanimously adopted the rule ("Administrative Rule No. 120B" amending OAR 734-20-070) a copy of which is on file in Commission's files, Salem. (The rule was filed with the Secretary of State on October 5, 1982, and effective that date. The rule will be published in the Secretary of State's Administrative Rule Bulletin on October 15, 1982.)

Mr. Coulter then called on Region 4 Engineer Dale Allen. Mr. Allen by use of graphics outlined the revenue expenditures in Lake and Klamath Counties. He said most of the overlay projects are on Highway 97 and the Willamette Highway which is where the bulk of the traffic flows. He said since about 1980 their Region has converted from an overlay maintenance program to a maintenance program. He commented that the Southside Bypass began in 1969 and will probably be completed in 1985.

Wayne Cobine, District Maintenance Supervisor of District 11, stated he was in charge of 93 winter employees and 76 summer employees. He said the annual maintenance budget is around \$4 million. Surface maintenance accounts for \$1 million per year and snow and ice normally accounts for \$650 thousand per year. He stated the surface rating of the highways in poor or very poor condition is 57%. He mentioned there are about 100,000 trucks per year going through the Port of Entry north of Klamath Falls, and about 3.6% are cited for overweight.

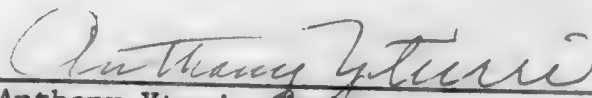
Mr. Coulter mentioned an employee, Gregory Giovanini, who was credited for helping to save the life of a Portland man last month. He said Mr. Giovanini was on his way to work when he

passed an accident and he assisted in saving Edward Johnson's life. Mr. Coulter credited this type of action to the Highway Division's employee safety training program.

Mr. Coulter reported that the revenue was down from the budgeted amounts although it is very close with the last revision. Traffic, he said, was down during August by 3% from last year and 2% from the first eight months of the year compared to last year.

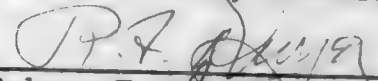
Mr. Coulter also briefed the Commission on the progress of the Highway Bill in Congress which appears to be getting bogged down.

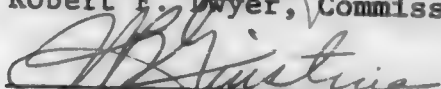
There being no further business, the meeting was adjourned at 12:30 p.m.


Anthony Yturi, Chairman


Tom Walsh, Vice Chairman

Peter J. Brix, Commissioner


Robert E. Dwyer, Commissioner


N. B. Giustina, Commissioner

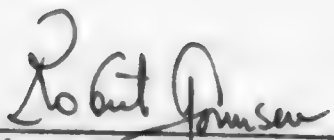

Robert W. Gormsen, Manager
Commission Services

EXHIBIT A
MINUTES OF 9-29-82

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project Catching Slough Br. Sect.
(Contract No. 9517)
Type of Work Skid Resistance F.A. Proj. No. HES-000S(5)
County Coos Highway Coos River
No. of Bidders 3 Low Bidder Olsons Mech. & Hvy Rigging
Low Bid \$ 37,359.00

Engineer's Recommendation:

Award to low bidder subject to concurrence of Federal Highway Administration.

No. 2 Project Grass Butte Rock Production Project
(Contract No. 9518)
Type of Work Rock Production F.A. Proj. No. State
County Crook Highway Ochoco
No. of Bidders 10 Low Bidder Hi-Land Construction Inc.
Low Bid \$ 54,250.00

Engineer's Recommendations: Award to low bidder.

No. 3 Project Chetco River Bridge Section
(Contract No. 9519)
Type of Work Deck Joint Repair F.A. Proj. No. FR-2-1(13)
County Curry Highway Oregon Coast
No. of Bidders 5 Low Bidder Gervais Constrn. Co. Inc.
Low Bid \$ 89,190.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 7-29-82

EXHIBIT A
MINUTES OF 9-29-82

No. 4 Project Crater Lake Hwy. @ Fred Meyer Access (Medford)
(Contract No. 9520)
Type of Work Traffic Signal Installation F.A. Proj. No. State
County Jackson Highway Crater Lake
No. of Bidders 4 Low Bidder Schoolhouse R. Electric
Low Bid \$ 36,984.00

Engineer's Recommendation: Award to low bidder subject to concurrence of Fred Meyer Inc. and the amount of \$75,300.00 is deposited by Fred Meyer Inc.

No. 5 Project Fairhaven School-Agate St. Section
(Contract No. 9521)
Type of Work Bikeway F.A. Proj. No. State
County Klamath Highway Green Springs
No. of Bidders 2 Low Bidder Rogue River Paving Co.
Low Bid \$ 85,947.50

Engineer's Recommendations: Award to low bidder.

No. 6 Project Clackamas Rd.-Oatfield Rd. Section
(Contract No. 9522)
Type of Work Grading, Paving & Signals F.A. Proj. No. IX-9659(8) & IX9659(10)
County Clackamas Highway FAU 9659 (Webster Road)
No. of Bidders 5 Low Bidder Fabricators Inc.
Low Bid \$ 470,911.50

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA, City of Gladstone and Clackamas County and the sum of \$42,180.00 is deposited by the City and \$60,165.00 is deposited by the County.

2nd Bidder:	Baker Rock Crushing Co.	\$534,186.78
3rd Bidder:	Cascade Constrn. Co., Inc.	\$550,160.00

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 7-29-82

EXHIBIT A
MINUTES OF 9-29-82

No. 7 Project Sandy River (Sleepy Hollow) Bridge Section
(Contract No. 9523)
Type of Work Grading, Paving and Structure F.A. Proj. No. SOS-BROS-0300(5)
County Clackamas Highway County Rd. (Truman Rd.)
No. of Bidders 8 Low Bidder Douglas S. Coats, Inc.
Low Bid \$ 376,743.00

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA and Clackamas County and the sum of \$86,460.00 is deposited by the County.

No. 8 Project Antelope Cr. Culvert Sect.
(Contract No. 9524)
Type of Work Grading, Paving and Culverts F.A. Proj. No. BROS-0700(4)
County Crook Highway County Road No. 581
No. of Bidders 6 Low Bidder JAL Constrn. Inc.
Low Bid \$ 107,654.62

Engineer's Recommendations: Award to low MBE responsive bidder subject to the FHWA and Crook County and the sum of \$26,540.00 is deposited by the County.

2nd Bidder: Central Ore. Pavers Inc. \$122,268.55
3rd Bidder: Douglas S. Coats Inc. \$124,017.00

No. 9 Project Foley Slough (Fry Lane) Bridge Section
(Contract No. 9525)
Type of Work Grading, Base and Structure F.A. Proj. No. BROS-1300(4)
County Harney Highway County Road
No. of Bidders 6 Low Bidder Douglas S. Coats Inc.
Low Bid \$ 77,095.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to the FHWA and Harney County and the sum of \$17,800.00 is deposited by the County.

2nd Bidder: Gervais Constrn. Inc. \$81,178.00
3rd Bidder: Kniestadt & Sons \$84,996.00

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 7-29-82

EXHIBIT A
MINUTES OF 9-29-82

No. 10 Project Walton-Poterf Creek Section
Type of Work Bikeway F.A. Proj. No. State
County Lane Highway Florence-Eugene
No. of Bidders Low Bidder
Low Bid \$ Low Bidder
Engineer's Recommendation: PROJECT WITHDRAWN

No. 11 Project Columbia River Br. (North and South Channels) Sec.
(Contract No. 9510)
Type of Work Illumination F.A. Proj. No. I-205-7(85)314
County Mult., OR & Clark, WA Highway E. Portland Freeway
No. of Bidders 12 Low Bidder Tice Electric Co.
Low Bid \$ 1,030,232.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA and the State of Washington.

On July 29, 1982, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received on July 22, 1982, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 6, 8 and 9 if the low bidder fails to meet minority business enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 9 day of August, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

EXHIBIT A
MINUTES OF 9-29-82

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Action Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved the agreement listed below and report this action for your official records:

On August 25, 1982, approved an agreement between the Parks Division and E. W. Eldridge, Inc., and Marshall Associated Contractors, Inc., a joint venture, for riprap slope protection in the Nehalem Bay State Park in Tillamook County. Estimated total cost \$37,946.73. Construction of project shall be completed on or before October 31, 1982.

Dated this 1 day of September, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

EXHIBIT A
MINUTES OF 9-29-82

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51320	Estate of Mary M. Archer	\$ 675.00
51514	Portland Bottling Company	350.00
51530	Copeland Lumber Yards, Inc.	296,000.00
52019	Malheur County Farm Bureau	3,500.00
52057	Cramer (Taylor), Claudia G.	15,130.00
52075	Moore, Charles W.	7,500.00
52076	Spangler, Joan	5,090.00
52081	Blankenbaker, Floyd F. & Joyce E.	8,000.00
52160	CCI Real Estate Equity Fund, Inc.	-0-
52506	Glade, Charles W. & Edna M.	360.00
52941	Meritt, James I. and Judy	25¢/cu. yd.
	11 Transactions	\$ 336,605.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this official action for your records.

Dated this 4 day of August, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
Wm. E. Adams
STATE HIGHWAY ENGINEER
Date August 6, 1982

EXHIBIT A
MINUTES OF 9-29-82


TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated
Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the action listed below and report this action for your official records:

On August 13, 1982, gave telephone approval to J. B. Boyd, Right of Way Manager, to execute an agreement granting right for construction, maintenance and operation of a storm sewer line, Gulch Main Line, Portland, PLD 9001-32-6.1. This is in connection with the N. W. 21st-N.W. 92nd Section of the Banfield Transitway Project in Multnomah County. (Agreement is with Union Pacific Railroad Company).

Dated this 15 day of August, 1982


Anthony Yturri, Chairman
Oregon Transportation Commission



APPROVED
STATE HIGHWAY ENGINEER
Date 8-20-82

EXHIBIT ATO: Oregon Transportation Commission MINUTES OF 9-29-82

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On August 17, 1982, approved a supplement to an agreement with the Willamina and Grand Ronde Railroad regarding railroad rehabilitation between Willamina and Grand Ronde in Polk County dated October 12, 1981. Supplement gives the State an interest in the surplus equity, "... in an amount equal to the Federal share of the net fair market value of said improvements placed upon said property.... Such repayment shall not exceed \$117,763 and shall be paid immediately upon receipt by Operator (W & GR RR) of these funds." State is agreeing to continue the rehabilitation with these assurances. (Authorized Director to sign agreement.)
- 2) On August 12, 1982, approved Supplemental Agreement No. 2 with Multnomah County to Justice Center Project Management Agreement. Supplement provides for final accounting system and concludes any disagreements between the major parties. (Authorized State Highway Engineer to sign agreement.)
- 3) On September 2, 1982, approved an Interagency Agreement between the Department of Transportation and the University of Oregon Health Sciences Center for providing audiometric testing and hearing training to Highway Division and Park employees. Total amount of agreement estimated \$10,000. (Authorized Director to sign agreement.) Testing and training sessions to be held during period of September 1, 1982, to February 28, 1983. Agreement to terminate April 1, 1983.

DATED this 9 day of September, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

Wayne E. Lawrence
STATE HIGHWAY ENGINEER

Date Sept. 3, 1982

EXHIBIT A

MINUTES OF 9-29-82

CONFIRMATION REPORT OF ACTIONS TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project Beltline Hwy. at Green Hill Road
(Contract No. 9528)
Type of Work Traffic Signal Installation F.A. Proj. No. HES-25(4)
County Lane Highway Beltline
No. of Bidders 6 Low Bidder Hamilton Electric, Inc., Eugene
Low Bid \$ 42,887.00

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA.

No. 2 Project Cottage Grove Connection at Gateway Blvd.
(Contract No. 9529)
Type of Work Grading, Paving & Signals F.A. Proj. No. HES-60(2)
County Lane Highway Pacific
Wildish Corvallis
No. of Bidders 4 Low Bidder Construction Company, Eugene
Low Bid \$ 100,959.25

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

No. 3 Project Pacific Hwy. East @ N. Marine Drive (Portland)
(Contract No. 9530)
Type of Work Traffic Signal Installation F.A. Proj. No. HES-9809(8)
County Multnomah Highway Pacific East
No. of Bidders 4 Low Bidder W. R. Grasle Co., Portland
Low Bid \$ 37,148.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 8-31-82

EXHIBIT A
MINUTES OF 9-29-82

No. 4 Project Pacific Hwy. West @ N. Killingsworth St. (Portland)
(Contract No. 9531)
Type of Work Island & Traffic Signals F.A. Proj. No. HES-3361(6)
County Multnomah Highway Pacific West
No. of Bidders 4 Low Bidder Hertz Electric, Inc., Albany
Low Bid \$ 60,058.00
Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA.

No. 5 Project Celilo Rock Production
(Contract No. 9532)
Type of Work Rock Production F.A. Proj. No. State
County Wasco Highway Columbia River
No. of Bidders 5 Low Bidder Ameada Mining & Construction Co., Inc.
Low Bid \$ 81,000.00
Engineer's Recommendations: Award to low bidder.

No. 6 Project Boeckman Creek Bridge Section
Type of Work Grading, Paving & Structure F.A. Proj. No. RS-A619(2)
County Clackamas Highway FAS Route A619 (Wilsonville Road)
No. of Bidders _____ Low Bidder _____
Low Bid \$ _____
Engineer's Recommendations:

P R O J E C T W I T H D R A W N

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 8-31-82

EXHIBIT A
MINUTES OF 9-29-82

No. 7 Project East Portland Freeway-SE 122nd Avenue
Grading, Paving, Structure (Contract No. 9534)
Type of Work Signing, Illumination & Signals F.A. Proj. No. IX-74(8)
County Clackamas Highway Clackamas
No. of Bidders 4 Low Bidder Fabricators, Incorporated, Salem
Low Bid \$ 1,926,128.50 "A"

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: R. A. Hatch Co. 'B' \$1,958,670.00
3rd Bidder: Portland Road & Driveway Co. 'A' \$1,980,863.00

No. 8 Project Sisters Truck Scale Section
(Contract No. 9535)
Type of Work Grading & Paving F.A. Proj. No. State
County Deschutes Highway McKenzie-Bend
No. of Bidders 6 Low Bidder R. L. Coats, Bend
Low Bid \$ 53,957.00

Engineer's Recommendations: Award to low bidder.

No. 9 Project 2nd Street-3rd Street Interchange (Springfield)
(Contract No. 9536)
Type of Work Grade, Pave, Sign & Signals F.A. Proj. No. F-HES-28(3)
County Lane Highway Eugene-Springfield
Wildish Corvallis
No. of Bidders 3 Low Bidder Construction Company, Eugene
Low Bid \$ 320,012.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Morse Bros. Contractors, Inc. \$329,263.75
3rd Bidder: Eugene Sand & Gravel, Inc. \$339,892.07

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 8-31-82

EXHIBIT A

9-29-82

MINUTES OF

No. 10 Project NE 181st Ave. Interchange (E. Bd. Off-Ramp)
 (Contract No. 9537)
 Type of Work Grading, Paving & Signing F.A. Proj. No. I-84-1(5)001
 County Multnomah Highway Columbia River
 No. of Bidders 13 Low Bidder R. A. Hatch Co., Bend
 Low Bid \$ 297,349.50

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: C. G. Gredvig, Inc. \$299,278.20
 3rd Bidder: Eagle-Elsner, Inc. \$325,222.00

No. 11 Project SW Main Ave.-SW Alice Lane (Beaverton)
 (Contract No. 9538)
 Type of Work Grade, Pave, Sign & Signals F.A. Proj. No. IX-9088(5)
 County Washington Highway FAU 9088 (SW Allen Blvd.)
 No. of Bidders 6 Low Bidder Cascade Construction Company, Inc., Portland
 Low Bid \$ 703,343.50

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the City of Beaverton and the FHWA and the sum of \$53,300.00 is deposited by the City.

2nd Bidder: R. A. Hatch Co. \$704,801.50
 3rd Bidder: Columbia Excavating, Inc. \$768,284.90

No. 12 Project Portland W.C.L.-N. Oswego Ave.
 Grading, Paving, Structures, (Contract No. 9539)
 Type of Work Illumination & Landscaping F.A. Proj. No. IX-9956(12)
 County Multnomah Highway FAU 9956 (N. Columbia Blvd.)
 No. of Bidders 5 Low Bidder Cascade Construction Company, Inc., Portland
 Low Bid \$ 2,750,790.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Mocon Corporation \$2,789,313.60
 3rd Bidder: Ross Bros. Construction, Inc. \$2,816,223.00

On August 31, 1982, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received August 26, 1982 and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 7, 9, 10, 11, and 12 if the low bidder fails to meet minority business enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 9 day of September, 1982

Anthony Yturri
 Anthony Yturri, Chairman
 Oregon Transportation Commission

EXHIBIT A
MINUTES OF 9-29-82

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51513	Backman, George, et al	\$ 1,200.00
52074	Image National, Inc.	2,260.00
52095	Montgomery Ward & Co., Inc.	2,303.00
52888	Barzee, Marvin R. & Winifred M.	1,150.00
	4 Transactions	\$ 6,913.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 25 day of August, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
ACTING STATE HIGHWAY ENGINEER
Date 8-13-82

EXHIBIT A
MINUTES OF 9-29-82

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50916	Fiedler, Dennis	\$ 3,100.00
50931	Oregon Realty Company	12,000.00
51514	Terrett, Shirley Raymond and Amalia	80,000.00
51997	R. R. Investments	1,675.00
52009	Holloway, Edith and Estate of Max	700.00
52020	GMT Joint Venture	3,775.00
52026	GMT Joint Venture	6,000.00
52028	Yoshiki and Sumire Tomiyoshi	2,100.00
52030	Scott, William H. and Loyce B.	3,200.00
52089	Jackson Oil Company	1,060.00
	10 Transactions	\$ 113,610.00

- (2) Grants of Access to Deschutes County at Station 1333+19, on the Easterly and Westerly sides of the Bend-LaPine Section of The Dalles-California Highway in Deschutes County. The consideration for this Grant is a release from County of its interest in the existing Rosland County Road where it crosses the State's 300 ft. right of way. File 19601 (Right of Way).

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 25 day of August, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

EXHIBIT A
MINUTES OF 9-29-82
Oregon Transportation Commission

TO:

Oregon Transportation Commission

SUBJECT:

Report of Actions Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51410	Bentley, Lola J.	\$ 100.00
52021	Kanrich, Bill C. and Edgarita L.	9,025.00
52894	Wood, Gary E. and Janis E.	13,775.00
	3 Transactions	\$ 22,900.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 1 day of September, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

H. Scull
STATE HIGHWAY ENGINEER

DATE: 8/27/81

EXHIBIT A
MINUTES OF 9-29-82

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
48339	Burlington-Northern (OR-Wash.), Inc.	\$ 46,000.00
48522	Mayhew, Lela	5,475.00
50080	Bostelman, Irene	-0-
50817	Schultz, Herman T. and Bessie M.	750.00
51302	Shyduik, Ralph D.	350.00
52032	Flying "J" Oil Company	10,500.00
52055	Jones, Max G. and Dorothy Jean	17,844.50
52429	Schricker, Victor H. and Mary Ann	650.00
52553	McElheran, Marshall and Dorcas	100.00
	9 Transactions	\$ 81,669.50

- (2) Agreement with City of Dallas which permits the City to construct a new street connection, known as Dallas Drive, with the Kings Valley Highway. The new connection will provide access to newly developed homesites, and will be constructed with no expense to the State. (Local Government)
- (3) Supplemental agreement to Miscellaneous C and A 7456 with the City of Woodburn concerning disposal of the old right of way in the "S" Curve (Woodburn) Section of the Hillsboro-Silverton Highway No. 140. This supplemental modifies the original agreement to the extent that the City will not be required to retain the old right of way for public purposes. The State will quitclaim to the City its interest in the old right of way. In turn the City will dispose of the old right of way to satisfy commitments made during acquisition of the new right of way, which has been deeded to the State. (Local Government)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 4 day of September, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

Donna E. Adams
STATE HIGHWAY ENGINEER

Date

Sept. 3, 1982

EXHIBIT A
MINUTES OF 9-29-82

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project Willamette River (Center St.) Bridge
Type of Work Grading, Paving, Structural, (Contract No. 9541)
Signing, Illumination & Signals F.A. Proj. No. BRF-47(16)
County Polk & Marion Highway Willamina-Salem
No. of Bidders 5 Low Bidder Ross Bros. Construction, Inc., Salem
Low Bid \$ 12,717,031.25 "C"

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Peter Kiewit Son's Co. \$13,601,948.25
3rd Bidder: Riedel International, Inc. \$13,713,000.00

No. 2 Project Sycan River (Drews Rd.) Bridge
Type of Work Grading & Structure (Contract No. 9542)
F.A. Proj. No. BROS-1800(5)
County Klamath Highway County Road (Drews Rd.)
No. of Bidders 11 Low Bidder Holst Construction Co., Oakridge
Low Bid \$ 167,337.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of Klamath County and the sum of \$38,100.00 is deposited by the County.

2nd Bidder: Douglas S. Coats, Inc. \$182,493.00
3rd Bidder: Ausland Construction, Inc. \$183,851.60

On September 7, 1982, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received on September 2, 1982, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 1 and 2 if the low bidder fails to meet minority business enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 15 day of September, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

EXHIBIT A
MINUTES OF 9-29-82

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated
Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following item and report this action for your official records:

On September 2, 1982, gave telephone approval to Intergovernmental and Public Affairs Branch for an amendment to a contract with the Astoria Area Chamber of Commerce for operation of the travel information center until October 31, 1982, at an additional sum of \$2,600. (Authorized Director to sign agreement.)

Dated this 15 day of September, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER

Date 9/9/82

EXHIBIT A
MINUTES OF 9-29-82

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
RR 1108	Southern Pacific Transportation Co.	\$ 3,050.00
52428	Schricker, Victor H. and Mary Ann	<u>3,500.00</u>
	2 Transactions	\$ 6,550.00

- (2) Agreement with Multnomah County for construction engineering assistance on various county road and bridge projects. The State will provide qualified personnel to assist the County upon request. The County will reimburse the State 100 percent of actual costs incurred.

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 15 day of September, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

[Signature]
STATE HIGHWAY ENGINEER

Date 9/9/82

EXHIBIT B
MINUTES OF 9-29-82

COM 4

TO: Oregon Transportation Commission

SUBJECT: Report of Confirmation of Telephone Actions Taken
Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following action and report this action for your official records:

- (1) Option from Charles M. Dunn and Marcia C. Dunn for the S.E. 50th Avenue-S.E. 92nd Avenue Section of the Mt. Hood (S.E. Powell Boulevard) Highway in Multnomah County. Consideration \$267,500.00. Approved August 16, 1982. File 46522.
- (2) Option from Maurice Jacobs - Jacobi for the S.E. 50th Avenue-S.E. 92nd Avenue Section of the Mt. Hood (S.E. Powell Boulevard) Highway in Multnomah County. Consideration \$392,000.00. Approved August 16, 1982. File 50916.

Dated this 23 day of August, 1982.

Tom Walsh
Tom Walsh, Vice Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
Date 8-20-82

EXHIBIT B
MINUTES OF 9-29-82

COM 4

TO: Oregon Transportation Commission

SUBJECT: Report of Confirmation of Telephone Actions Taken
Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following action and report this action for your official records:

- (1) Option from Charles M. Dunn and Marcia C. Dunn for the S.E. 50th Avenue-S.E. 92nd Avenue Section of the Mt. Hood (S.E. Powell Boulevard) Highway in Multnomah County. Consideration \$267,500.00. Approved August 16, 1982. File 46522.
- (2) Option from Maurice Jacobs - Jacobi for the S.E. 50th Avenue-S.E. 92nd Avenue Section of the Mt. Hood (S.E. Powell Boulevard) Highway in Multnomah County. Consideration \$392,000.00. Approved August 16, 1982. File 50916.

Dated this 23 day of August, 1982.

Tom Walsh
Tom Walsh, Vice Chairman
Oregon Transportation Commission

APPROVED
John D. Kinn
STATE HIGHWAY ENGINEER
Date 8-20-82

EXHIBIT C
MINUTES OF 9-29-82

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved the following action listed below and report it for your official records:

On August 26, 1982, signed Personal Services Contract with Bill McJunkin of Bend to display Oregon brochures in at least 12 travel shows between January 8, 1983 and May 25, 1983. Cost to State \$630.

Dated this 17th day of September 1982

Fred D. Miller
Director of Transportation

fn

EXHIBIT D
MINUTES OF 9-29-82

REMOVAL OF VEHICLE WEIGHT RESTRICTION
Mapleton-Junction City Highway #229 (Ore 36)
Amazon Slough Bridge M.P. 47.71

On July 26, 1982, pursuant to Oregon Administrative Rule No. 734-50-090, I imposed a twenty-one (21) ton weight limit for any vehicle or combination of vehicles crossing the subject described bridge.

Whereas the structural conditions which required the weight restriction have been repaired, the order imposing the restriction is hereby rescinded.



H. S. Coulter
State Highway Engineer

9/9/82
Date

cc: Fred Miller
W. E. Schwartz
R. W. Gormsen
R. L. Schroeder
Alfred Shirley
Larry Asburry
J. L. Sollis
R. P. Hamilton
George Bell
John Williams, Superintendent
Oregon State Police

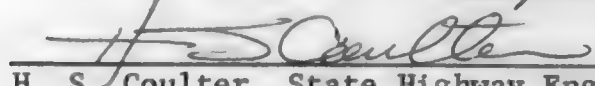
TO: Oregon Transportation Commission MINUTES OF 9-29-82

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On August 2, 1982, established a 40 MPH speed zone on The Dalles-California Highway No. 4 in the Community of Chemult, Klamath County, from M.P. 202.93 to M.P. 203.76. Rescinds Speed Zone Order No. 827. (Speed Zone Order No. 880) (Approved by E. S. Hunter on behalf of H. S. Coulter.)
- 2) On August 4, 1982, established a 45 MPH speed zone on the Wilson River Highway No. 37 in the vicinity of Tillamook (ECL), Tillamook County, from M.P. 0.48 to M.P. 0.67. (Speed Zone Order No. 881) (Approved by E. S. Hunter on behalf of H. S. Coulter.)
- 3) On August 4, 1982, approved an emergency posting due to structural damage of the Dodge Bridge, Sams Valley Highway, Jackson County, of a 25 MPH speed zone from M.P. 15.99 to M.P. 16.03. Upon completion of repair work and removal of signs, speed will revert back to Basic Rule Operation. (Written approval granted on August 5, 1982, by W.E. Schwartz on behalf of State Highway Engineer.)
- 4) On August 24, 1982, approved a cooperative agreement with the City of Burns for improvement of storm drainage facilities on M.P. 131.50-M.P. 131.96 Section of the Central Oregon Highway in Harney County. Total State participation is not to exceed \$4,450.

Dated this 14 day of September, 1982


H. S. Coulter, State Highway Engineer

9-13-82

EXHIBIT D
MINUTES OF 9-29-82

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

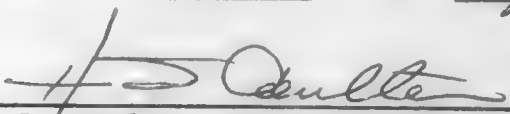
On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

- 1) Illumination on the Columbia River Bridge (North and South Channels) Section of the East Portland Freeway in Multnomah County. Bids received July 22, 1982. Contract No. 9510 awarded August 4, 1982, to Tice Electric Company, Portland, at \$1,030,232.
- 2) Work on the Clackamas Road-Oatfield Road Section of FAU 9659 in Clackamas County. Bids received July 22, 1982. Contract No. 9522 awarded August 18, 1982, to Fabricators, Incorporated, Salem, at \$470,911.50.
- 3) Work on the Sandy River (Sleepy Hollow) Bridge Section of Truman Road in Clackamas County. Bids received July 22, 1982. Contract No. 9523 awarded August 16, 1982, to Douglas S. Coats, Inc., Bend, at \$376,743.
- 4) Work on Antelope Creek Culvert Section of County Road No. 581 in Crook County. Bids received July 22, 1982. Contract No. 9524 awarded August 12, 1982, to JAL Construction, Inc., Bend, at \$107,654.62.
- 5) Work on Foley Slough (Fry Lane) Bridge in Harney County. Bids received July 22, 1982. Contract No. 9525 awarded August 9, 1982, to Douglas S. Coats, Inc., Bend, at \$77,095.
- 6) Traffic signal installation on Beltline Highway at Green Hill Road in Lane County. Bids received August 26, 1982. Contract No. 9528 awarded August 31, 1982, to Hamilton Electric, Inc., Eugene, at \$42,887.
- 7) Work on Cottage Grove Connection at Gateway Boulevard Section of Pacific Highway in Lane County. Bids received August 26, 1982. Contract No. 9529 awarded August 31, 1982, to Wildish Corvallis Construction Co., Eugene, at \$100,959.25.
- 8) Traffic signal installation on Pacific Highway East at North Marine Drive in Portland, Multnomah County. Bids received August 26, 1982. Contract No. 9530 awarded August 31, 1982, to W. R. Grasle Co., Portland, at \$37,148.
- 9) Work on Pacific Highway West at North Killingsworth Street in Portland, Multnomah County. Bids received August 26, 1982. Contract No. 9531 awarded August 31, 1982, to Hertz Electric, Inc., Albany, at \$60,058.
- 10) Work on East Portland Freeway-S.E. 122nd Avenue Section of Clackamas Highway in Clackamas County. Bids received on August 26, 1982. Contract No. 9534 awarded September 1, 1982, to Fabricators, Incorporated, Salem, at \$1,926,128.50 (Alternate A).

EXHIBIT D
MINUTES OF 9-29-82

- 11) Work on the 2nd Street-3rd Street Interchange (Springfield) Section of the Eugene-Springfield Highway in Lane County. Bids received August 26, 1982. Contract No. 9536 awarded September 1, 1982, to Wildish Corvallis Construction Co., Eugene, at \$320,012.
- 12) Work on N. E. 181st Interchange (East Bound Off-ramp) Section of Columbia River Highway in Multnomah County. Bids received August 26, 1982. Contract No. 9537 awarded August 31, 1982, to R. A. Hatch Co., Bend, at \$297,349.50.
- 13) Work on Portland West City Limit-North Oswego Avenue Section of FAU 9956 in Multnomah County. Bids received August 26, 1982. Contract No. 9539 awarded August 31, 1982, to Cascade Construction Company, Inc., Portland, at \$2,750,790.
- 14) Work on S. W. Main Avenue-S.W. Alice Lane (Beaverton) Section of FAU 9088 (S.W. Allen Boulevard) in Washington County. Bids received August 26, 1982. Contract No. 9538 awarded September 7, 1982, to Cascade Construction Company, Inc., Portland, at \$703,343.50.
- 15) Work on Willamette River (Center Street) Bridge Section of Willamina-Salem Highway in Polk and Marion Counties. Bids received September 2, 1982. Contract No. 9541 awarded on September 9, 1982, to Ross Bros. Construction Inc., Salem, at \$12,717,031.25 (Alternate C).

Dated this 14th day of September, 1982


H. S. Coulter, State Highway Engineer

9-13-82

EXHIBIT E
MINUTES OF 9-29-82

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under delegated authority, the following contracts were accepted as being completed according to specifications:

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Hansen Electric Co. No. 9332	Pendleton/John Day Hwy. @ SW 20th St. (Pendleton) Umatilla County	August 4, 1982
Electric Corp. No. 9365	Pacific Hwy. E. @ Lana Ave. NE (Salem) Marion County	August 9, 1982
Ausland Construction, Inc. No. 9371	Manzanita Safety Rest Area Josephine County	August 11, 1982
Hamilton Electric, Inc. No. 9282	Beaverton/Tualatin Hwy. @ SW Locust St. Washington County	August 16, 1982
Weaver Construction Co. No. 9422	South Pine Creek Bridge Harney County	August 18, 1982
Douglas S. Coats, Inc. No. 9278	Dewey Ave.-UPRR U-X'ing (Baker) Baker County	August 18, 1982
Sims Electric, Inc. No. 9390	SE King Rd. @ SE Price Fuller Rd. Clackamas County	August 19, 1982
Holst Construction Co. No. 9421	Scappoose Creek Bridge Columbia County	August 25, 1982
Michael A Becker, Gen. Contractor No. 9405	Whitney Sand Storage Shed Baker County	August 31, 1982
Steeck Electric Co. No. 9281	Wallowa Lake Hwy. @ Monroe Ave. (LaGrande) Union County	August 31, 1982

September 9, 1982
- 4811 -

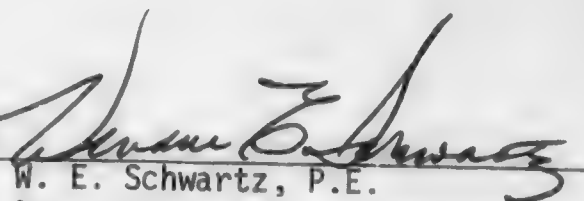

W. E. Schwartz, P.E.
Asst. State Highway Engineer

EXHIBIT F
MINUTES OF 9-29-82

COM 4

September, 1982

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Supplemental Right of Way Services Agreement with City of Lake Oswego amending agreement dated September 21, 1976. S.W. Madrona Street-S.W. Jean Road, S.W. Lower Boones Ferry Road. Approved March 25, 1982. Misc. C & A 5527. Agr. 205. (23-45)
- (2) Sale of 10,000, plus or minus, square feet excess property including a commercial building on the Marquam Bridge-S.E. 84th Avenue Section, Mt. Hood Freeway, Mt. Hood Highway in Multnomah County for a minimum consideration of \$130,000. Approved August 1, 1982, File 45044. (23-43)
- (3) Right of Way Services Agreement with City of Eugene for the Belt-line Road-Pacific Highway Section of Roosevelt Boulevard, Lane County. Approved August 4, 1982. Misc. C & A 7136. Agr. 206. (23-45)
- (4) Sale of 1.25, plus or minus, acres of excess property on the Salem By-Pass Section of the Pacific Highway, Marion County, for a minimum consideration of \$26,500. Approved August 6, 1982. File 19407. (23-43)
- (5) Sale of .17, plus or minus, acre of excess property on the Hollenbeck Creek-Mapleton Section of the Florence-Eugene Highway, Lane County, for a minimum consideration of \$2,000. Approved August 6, 1982. File 42972. (23-43)
- (6) Sale of .85, plus or minus, acres of excess property on the Malheur River Bridge Section of Olds Ferry-Ontario Highway, Malheur County. Approved August 10, 1982. Files 1712 and 1713. (23-43)
- (7) Service contract with Southern Pacific Company for installation of grade crossing devices at crossing No. CO-657.2, Central Road 4288, Lane County. Approved August 9, 1982. RR-1104. (23-50)
- (8) Agreement with Union Pacific Railroad Company and the City of Portland to construct a grade separation structure on the Portland WCL-N. Oswego Avenue (Portland) Section of N. Columbia Blvd., Multnomah County. Approved August 11, 1982. RR-1106. (23-50)

EXHIBIT F
MINUTES OF 9-29-82

Report of September, 1982 (Cont'd.)

- (9) Sale of 5,000, plus or minus, square feet excess property on the Marquam Bridge-S.E. 84th Avenue Section, Mt. Hood Freeway, Multnomah County for a minimum consideration of \$36,000. Approved August 11, 1982. File 47204. (23-43)
- (10) Service contract with Southern Pacific Transportation Company for installation of grade crossing devices at crossing No. F-735.6, E. 14th Street (McMinnville), Yamhill County. Approved August 4, 1982. RR-1101. (23-50)
- (11) Service contract with Southern Pacific Transportation Company for installation of grade crossing devices at crossing No. F-688.79, Jefferson Street (Corvallis), Benton County. Approved August 4, 1982. RR-1102. (23-50)
- (12) Sale of 9.76, plus or minus, acres excess parcel on the Lancaster-Vale Section of the John Day Highway in Malheur County for a minimum consideration of \$4,365. Oregon Fish and Wildlife will be offered first opportunity to purchase. Approved July 20, 1982. File 15046. (23-43)
- (13) Permit of Entry Agreement with Southern Pacific Transportation Company on the East Portland Freeway-S.E. 122nd Avenue Section, Clackamas Highway, Clackamas County. Approved August 17, 1982. File 51332. (23-50) RR1107
- (14) Sale of a .10, plus or minus, acre vacant lot in Elgin, Oregon, located on the Forest Boundary-Elgin Section of the Weston-Elgin Highway in Union County for a minimum consideration of \$800. Approved August 17, 1982. R/W file 3941. (23-43)
- (15) R/W Services Agreement with Multnomah County for the Stark Street-Main Street Section of East Burnside Road, FAU 9822 in Multnomah County. Approved August 19, 1982. Misc. C & A 6045. Agr. 208. (23-45)
- (16) Sale of .40, plus or minus, acre excess parcel on the Pacific East-Cascade Highway Section, Clackamas Highway, Clackamas County, for a minimum consideration of \$10,000. Approved August 23, 1982. File 38489. (23-43)
- (17) Sale of 4,000, plus or minus, square feet excess parcel on the Marquam Bridge-S.E. 84th Avenue Section of the Mt. Hood Highway, Multnomah County for a minimum consideration of \$36,000. Approved August 25, 1982. File 46061. (23-43)
- (18) Sale of a SFR on a 5,000, plus or minus, square feet excess parcel located on the Marquam Bridge-S.E. 84th Avenue Section of the Mt. Hood Highway, Multnomah County, for a minimum consideration of \$39,000. Approved August 24, 1982. File 46652. (23-43)

EXHIBIT F
MINUTES OF 9-29-82
Report of September, 1982 (Cont'd.)

- (19) Sale of an SFR on a 5,000, plus or minus, square feet excess parcel located on the Marquam Bridge-S.E. 84th Avenue Section of the Mt. Hood Highway, Multnomah County, for a minimum consideration of \$43,000. Approved August 25, 1982. File 46679. (23-43)
- (20) Sale of an SFR on a 5,120, plus or minus, square feet excess parcel located on the Marquam Bridge-S.E. 84th Avenue Section of the Mt. Hood Highway, Multnomah County, for a minimum consideration of \$38,000. Approved August 27, 1982. File 47149. (23-43)
- (21) Sale of an SFR on a 5,000, plus or minus, square feet excess parcel located on the Marquam Bridge-S.E. 84th Avenue Section of the Mt. Hood Highway, Multnomah County, for a minimum consideration of \$43,000. Approved August 27, 1982. File 47744. (23-43)
- (22) Permit of Entry Agreement with Burlington Northern (Oregon-Washington), Inc., on the Chemawa Interchange Section of the Pacific Highway, Marion County. Approved August 31, 1982. File 52415. (RR-1088) (23-50)
- (23) Sale of 7,392 square feet excess property on the Albany Overcrossing Section of the Pacific Highway East in Linn County for a minimum consideration of \$14,780. Approved September 1, 1982. Key File 4973. (23-43)
- (24) Sale of 0.75 acre excess property on the Crawfordsville-Holley Section of the Halsey-Sweet Home Highway in Linn County for a minimum consideration of \$3,250. Approved September 2, 1982. Key File 3562. (23-43)
- (25) Right of Way Services Agreement with Marion County for the Salmon Falls Narrows Section of North Fork Road in Marion County. Approved August 10, 1982. Misc. C & A 7739. Agr. 209. (23-45)
- (26) Right of Way Services Agreement with Motor Vehicles Division for appraising the site at 14250 S.W. Allen Boulevard, Beaverton, in Washington County. Approved August 17, 1982. Misc. C & A 7744. Agr. 210. (23-45)

Dated this 9 day of September, 1982.



J. B. BOYD, PE, PLS, Right of Way Manager

JBB:jc

EXHIBIT F
MINUTES OF 9-29-82

COM 4

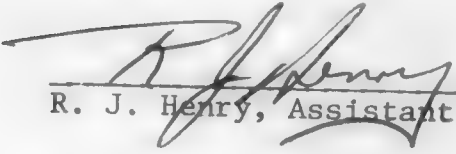
TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Assistant Right of Way Manager in the absence of the Right of Way Manager, (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Agreement with Southern Pacific Transportation Company for the construction of a 48-inch storm sewer line to serve the outfall of the Banfield Transitway, N.E. Union Avenue-N.E. 39th Avenue Section, Columbia River Highway (Banfield) Multnomah County, \$3,050.00. Approved September 7, 1982. File 49425. (23-50)

Dated this 9 day of Sept, 1982.


R. J. Henry, Assistant Right of Way Manager

RJH:jc

EXHIBIT G
MINUTES OF 9-29-82

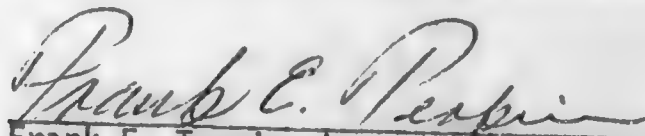
CONSENT TO ANNEXATION

The State of Oregon, by and through its Department of Transportation, Highway Division, does hereby consent to the annexation to the City of Reedsport all that real property belonging to it (comprising that certain area of Oregon Coast Primary Highway No. 9 in Section 4, Township 22 South, Range 12 West, Willamette Meridian, Douglas County, Oregon) lying within the boundaries outlined in Exhibit A attached hereto and by reference made a part hereof.

The State Highway Engineer, acting under delegated authority from the Oregon Transportation Commission, authorized the Location Engineer to approve and execute the Consent to Annexation on behalf of the Commission.

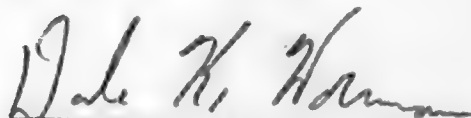
Dated this 30th day of August, 1982.

STATE OF OREGON, by and through its Department of Transportation, Highway Division.


Frank E. Terpin, Location Engineer

Approved August 30, 1982

APPROVED AS TO
LEGAL SUFFICIENCY


Assistant Attorney
General

Date Aug. 31, 1982

(Exhibit A on file in Commission's files, Salem.)

EXHIBIT H
MINUTES OF 9-29-82

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On AUGUST 27, 1982, \$3,113,020.10 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of JULY, 1982.

On AUGUST 31, 1982, \$1,887,665.90 (12.17% of the Highway Fund) was distributed to the cities for the month of JULY, 1982.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 30TH day of AUGUST, 1982

V. E. Skoog

V. E. Skoog, Controller
Highway Division

Attachments

cc: Fred Miller
John Earley

EXHIBIT H
MINUTES OF 9-29-82

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On SEPTEMBER 24, 1982, \$3,231,877.33 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of AUGUST, 1982.

On SEPTEMBER 30, 1982, \$1,938,904.94 (12.17% of the Highway Fund) was distributed to the cities for the month of AUGUST, 1982.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 16TH day of SEPT, 1982

V. E. Skoog

V. E. Skoog, Controller
Highway Division

Attachments

cc: Fred Miller
John Earley



EXHIBIT I
MINUTES OF 9-29-82

Department of Transportation
PARKS AND RECREATION DIVISION

525 TRADE STREET SE., SALEM, OREGON 97310

TO: Oregon Transportation Commission
SUBJECT: Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized the State Parks Administrator, or his designate, in an official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith, the Parks Administrator or his designate has approved the following actions and report them for your official records.

On July 1, 1982, approved agreement with Robert Moline for caretaker services at Willamette Mission State Park.

On July 22, 1982, approved an agreement with Ray & Carol Babb, H.M. Kemple and Twylla Kemple for scenic and recreation easement on 3.69 acres of Deschutes River canyon adjacent to Tumalo State Park.

On August 2, 1982, renewed the following land use agreements for annual crops in Willamette Mission State Park:

James Landrith
Jack Chapin
Byron LaFollette

On August 6, 1982, approved an agreement with NE Multnomah County Community Association allowing them to conduct cultural activities within certain state parks in Columbia Gorge.

On August 6, 1982, approved a renewal of a cooperative agreement to State Forestry Department for timber management at Shelton State Wayside, retroactive to July 1, 1981.

On August 6, 1982, approved Ken Winkler's (Multnomah County) request to do emergency construction work within the Sandy River Scenic Waterway in Multnomah County.

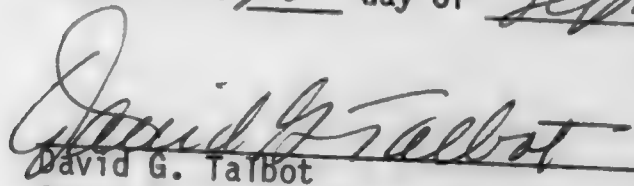
On August 6, 1982, approved Dave Harding's request to construct a single-family dwelling within the Deschutes River Scenic Waterway in Jefferson County.

EXHIBIT I
MINUTES OF 9-29-82

On August 13, 1982, approved Albert Baumstark's request to construct an addition to an existing residence with a basement and deck within the Rogue River Scenic Waterway in Josephine County.

On August 18, 1982, approved State Park Division's request to construct a boat ramp within the Clackamas River Scenic Waterway in Clackamas County.

Dated this 20 day of Sept, 1982


David G. Talbot
State Parks Administrator

DGT/md

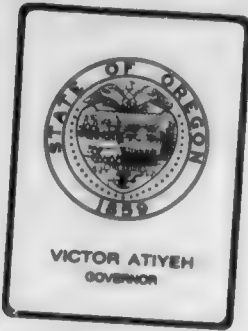


EXHIBIT I
MINUTES OF 9-29-82

Department of Transportation
PARKS AND RECREATION DIVISION

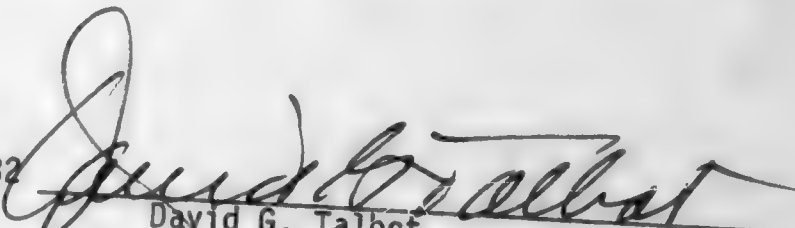
525 TRADE STREET SE., SALEM, OREGON 97310

TO: Oregon Transportation Commission
SUBJECT: Report of Action Under Delegated Authority by State Parks
Administrator

On behalf of the Commission and under delegated authority, the following contracts were accepted as being completed according to plans and specifications:

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Steve Pyles General Contractor, Inc. Contract Agreement No. 16-82 Bid No. Y-1157-82	Hat Rock State Park	June 21, 1982
P.A.E. Inc. Contract Agreement No. 46-82 Bid No. Y-1959-82	Silver Falls State Park	June 29, 1982
Andal & Son Construction, Inc. Contract Agreement No. 29-82 Bid No. Y-1759-82	Oceanside State Park	August 2, 1982

September 16, 1982


David G. Talbot
State Parks Administrator

REPORT OF CASES FILED BY AND AGAINST THE DEPARTMENT OF TRANSPORTATION

L-8241 Patrick L. Lilly and Judy A. Lilly vs. Richard Shrake and State of Oregon, Department of Transportation. This case invol a complaint in equity to quiet title for real property located in Clackamas County. The matter has been referred to the Attorney General's office for the defense of the State.

L-8267 Tillamook, Washington, Clatsop, Benton, Clackamas, Coos, Douglas, Lane, Linn, Marion, Polk, and Klamath Counties vs. State of Oregon, acting by and through State Board of Forestry, State Treasurer Clay Meyers, Secretary of State Norma Paulus, Department of Revenue, and Department of Transportation. This case involves a request for declaratory relief concerning certain state forest lands deeded by the counties and managed by the State. The counties request a determination of the rights and responsibilities of the parties and the distribution of monies and proceeds from these properties. ODOT is involved only because of its authority to acquire state parks, and because of its previous involvement with the Crabtree Valley exchange which involved some of these lands. Tim Wood of the Trial Section will be handling the case on behalf of the State and its agencies.

L-8266 Moyer vs. Westbank Agriculture, et al. ODOT, Highway Division has been named in a cross-complaint as third party defendants in this tort claim negligence suit. Defendant is seeking indemnity from any judgment. Risk Management has been involved and Trial Section will handle.

REPORT OF CONDEMNATION CASES SETTLED

Defendant	State's Offer	State's Highest Appraisal	Amount of Settlement
Portland Central Equipment Co.	\$326,500	\$345,000	\$386,000
L-7985 R-50748 Sections: Greeley Avenue/1-5 Highway: Pacific County: Multnomah			
National Advertising Co.	\$8,775.	\$8,775.	
L-8029 R-51252 Sections: Willamette River (Salem) Bridge Highway: Willamina-Salem County: Marion			

*Settled by Right of Way

REPORT OF TRIAL OTHER CASES STATE DEFENDANT

Plaintiff	Cause of Action	Demand of Plaintiff	Verdict or Judgment
William Templeton	Property Damage	\$21,445.	Dismissed
L-7852 Attorney Fees: 0 County: Linn		Court Costs: 0	
Dave Hamilton Chevrolet-Oldsmobile	Declaratory Judgment & Injunction	Injunction against closing road approach	Summary Judgment

L-7655
County: Deschutes
Remarks: Court granted State's (Defendant's) motion for summary judgment on 2 grounds. The first ground was that an administrative procedure should have been sought and the court lacked jurisdiction. Secondly, that the road approach permit was null and void, and that the relief sought could not be granted. The declaratory judgment was sought on equal protection grounds. The grant of summary judgment eliminated this claim, and Hamilton Chevrolet is required to obtain new road approach permits or close the approach roads.

EXHIBIT _____
MINUTES OF 9-29-82

<u>Defendant</u>	<u>State's Offer</u>	<u>State's Highest Appraisal</u>	<u>Amount of Settlement</u>
E. Wright L-7948 R-50739 Sections: NE Sandy-NE 146th Highways: NE 148th County: Multnomah	\$25,550.	\$42,250.	\$42,500.
Mary Lou Bitar Korek L-8023 R-51581 County: Clackamas *Settled by Right of Way			

REPORT OF TRIAL OTHER CASES
STATE PLAINTIFF

<u>Defendant</u>	<u>Cause of Action</u>	<u>Demands of Plaintiff</u>	<u>Verdict or Judgment</u>
Soloman L-7745 Attorney Fees: 0 County: Wheeler	Injunction Court Costs: 0	Stop work within scenic waterway	For State

REPORT OF SETTLEMENT OR DISPOSITION
OF CASES OTHER THAN CONDEMNATION

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>
H. Osborn L-8117 County: Multnomah Disposed of by: Compromised damage claim with other defendants action against MVD dismissed.	State	Declaratory & Injunctive	Permanent Injunction
M. Cresswell L-7964 Streets: North Thompson Highways: 99W County: Multnomah Disposed of by: \$25,000 paid by Railroad \$25,000 paid by Driver \$10,000 paid by State	State	Personal Injury	\$180,000

<u>Defendant</u>	<u>Cause of Action</u>	<u>Demands of Plaintiff</u>	<u>Verdict or Judgment</u>
Ronald Sargent L-7938 Attorney Fees: \$260.00 County: Multnomah Remarks: Licensed suspended-incarcerated in Oregon State Penitentiary	Property Damage Court Costs: \$34.50	\$804.17	\$804.17 plus interest
J. Jessing L-8066 Attorney Fees: \$225.00 County: Multnomah	Guardrail Damage Court Costs: \$39.00	\$648.00	\$648.00 plus 9%
Linda Newcombe L-7999 Attorney Fees: \$310.00 County: Josephine	Guardrail Damage Court Costs: \$45.00	\$1,043.04	\$1,043.04

EXHIBIT J
MINUTES OF 9-29-82

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demands of Plaintiff</u>	<u>Verdict or Judgment</u>
Joe B. Pauletto	State	Way of Necessity	Access	B. Crist	Bridge Damage	\$1,038.78	\$1,038.78 plus 9%
<p>L-8062 County: Douglas Disposed of by: Petitioner will apply for road approach.</p>							
Douglas Coats	State	Breach of Contract	\$5,000	<p>L-8058 Attorney Fees: \$305.00 Court Costs: \$50.50 County: Benton</p>			
<p>L-8009 County: Union Disposed of by: City of Heppner paid \$1,500, State paid 0.</p>							
Bellmore	State	Improper Termination	\$14,000				
<p>L-7955 County: Marion Disposed of by: Settled for \$2,500.</p>							
State	Viewpoint Properties	Damages	\$18,000				
<p>L-8015 County: Multnomah Disposed of by: Defendant counter claimed \$57,000 in damages and \$90,000 in interest. Case extremely complicated and cost of trial with exposure to counterclaim made settlement best interest of State.</p>							
State	John Thomas Construction	Money owed	\$11,430.43				
<p>L-8037 County: Polk Disposed of by: Defendant and associates have filed bankruptcy—no assets.</p>							
Oregon Broadcasters	State	Suit for Injunction	Shopping center road approach permit be revoked				
<p>L-8186 County: Jackson Disposed of by: Dismissed</p>							

EXHIBIT J
MINUTES OF 9-29-82

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>
Blair Investments	State	Property Damage	\$218,000
L-7959 County: Multnomah Disposed of by: Settled for \$7,000 \$3,500 paid by State—\$3,500 paid by contractor			
Mid-Oregon Crushing	State	Alleged Breach of Contract	\$269,030.47
L-8035 County: Marion Remarks: Settled for \$1,000.00			



EXHIBIT K
MINUTES OF 9-29-82

State of Oregon Aeronautics Division

3040 25th STREET S.E., SALEM, OREGON 97310 PHONE 378-4880

September 14, 1982

MEMO TO: Anthony Yturri, Chairman
Peter J. Brix
Robert F. Dwyer
N. B. Giustina
Tom Walsh

FROM: Paul E. Burket, *Paul E. Burket*
Aeronautics Administrator

SUBJECT: Agenda Items for Commission Meeting,
September 29, 1982 (Actions by Aeronautics
Administrator under delegated authority).

The following information report is submitted regarding contractual and real property actions I have taken under the authority delegated to me by the Transportation Commission.

They will appear in the agenda as an information item only.

Contractual Actions

1. On August 19, 1982, executed Change Order #3 to the contract between OSAD and Western Mixing Company for ADAP Project 5-41-0028-01 at the John Day State Airport.
2. On September 9, 1982, accepted a Hold Harmless and Indemnity Agreement (Aurora Aviation for its September 11, 1982 fly-in activity).
3. On September 14, 1982:
 - a. Executed Addendum No. 1 to the Professional Services Agreement (dated 10/21/80) between OSAD and Malcolm Miner & Associates for the Wallowa County Site Investigation.
 - b. Accepted a Hold Harmless and Indemnity Agreement (Greater Northwest Auction Company for its aircraft auction on September 24th and 25, 1982) at the Cottage Grove State Airport.

- 4826 -

EXHIBIT K
MINUTES OF 9-29-82

Oregon Transportation Commission
Page 2
September 14, 1982

Real Property Actions

1. On August 16, 1982, executed Addendum No. 1 to the Airport Lease between OSAD and the John Day Airport Commission (dated 3/18/81) at the John Day State Airport.
2. On August 27, 1982, executed a Termination of the Hangar Site Lease for Site N-7 between OSAD and Paul Stock at the Cottage Grove State Airport.
3. On August 30, 1982, executed a Hangar Site Lease between OSAD and Tri-State Oil & Asphalt, Inc. for Site #5 at the Siletz Bay State Airport. (Expires 8/14/87).
4. On September 3, 1982:
 - a. Executed a Termination of the Flying Service Lease between OSAD and Wm. Cowan and Curtis Davison at the Oakridge State Airport.
 - b. Executed a Flying Service Lease between OSAD and Westoak Aviation, Inc. at the Oakridge State Airport. (Expires 6/14/87).
5. On September 14, 1982, executed a Farming Lease between OSAD and Philip Ryan for land adjacent to the John Day State Airport. (Expires 7/14/87).

MINUTES
of the
OREGON TRANSPORTATION COMMISSION MEETING
held on
October 19, 1982

Salem, Oregon
October 19, 1982

The Oregon Transportation Commission held its regular monthly meeting in the Conference Room (122) of the Transportation Building in Salem beginning at 10 a.m. Notice of the meeting had been made by press release to the newspapers of general and local circulation throughout the State. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
N. B. Giustina, Member
Robert F. Dwyer, Member
Jack Sollis, Chief Counsel
Fred D. Miller, Director of Transportation
George Bell, Assistant Director for Intergovernmental
and Public Affairs
Larry Rulien, Assistant Director for Administration
H. S. Coulter, State Highway Engineer
David Moomaw, Administrator of Motor Vehicles Division
Paul Burket, Administrator of Aeronautics Division
Dennis Moore, Administrator of Public Transit Division
David Talbot, Administrator of Parks and Recreation Division
E. S. Hunter, Assistant State Highway Engineer for
Technical Services
Robert Bothman, Assistant State Highway Engineer for
Administration
Shirley Eads, State Travel Director
Joe Christian, DOT Finance Officer
Robert W. Gormsen, Manager, Commission Services

There were others present including representatives of the news media.

The Commission unanimously approved the following items on the consent calendar:

- 1) Minutes of the Commission meeting of September 29, 1982.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2728" on file in Commission's files, Salem.)
- 3) Adopted permanent rule to govern the issuance of permits for vehicles transporting food processing plant by-products from which there is fluid leakage.

(continued on next page)

A hearing was held on September 22, 1982. For a number of years, the Statute required permits to be issued for leaking loads of food processing plant by-products used for livestock feed. The last Legislature expanded the law to allow the transport of such by-products when used as fertilizer. ("Permit Rule No. 47" on file in Commission's files, Salem. This rule was filed with the Secretary of State on October 25, 1982, and effective that date. The rule will be published in the Secretary of State's Administrative Rule Bulletin on November 15, 1982.)

- 4) Adopted Oregon Coast Bike Route with one scenic alternate and one scenic spur as follows:
(Mr. Coulter advised the Commission that Tillamook County had not yet agreed to the scenic alternate route as the route is over a county road but there apparently will not be any difficulty in obtaining their consent.)

OREGON COAST BIKE ROUTE

Over the Oregon Coast Highway from the Washington-Oregon State line via Nehalem, Garibaldi, and Tillamook to its junction with Sandlake Road; thence, westerly and southerly over Sandlake Road, and Brooten-Pacific City Road to its junction with the Oregon Coast Highway; thence southerly over the Oregon Coast Highway to its junction with Slab Creek Road; thence easterly and southerly over Slab Creek Road, Alvord Road, and Three Rocks Road to its junction with the Oregon Coast Highway; thence southerly over the Oregon Coast Highway via Lincoln City, Depoe Bay and the Ottercrest Loop Frontage Road to its junction with Jumpoff Joe Road north of Newport; thence southerly over Jumpoff Joe Road, Park Drive, Ocean View Drive, Spring Street, Eighth Street, Coast Street, Olive Street, Elizabeth Street, and the Yaquina Bay State Park Road to its junction with the Oregon Coast Highway; thence southerly over the Oregon Coast Highway via Waldport, Florence, and Reedsport to its junction with Florida Avenue in North Bend; thence westerly and southerly over Florida Avenue, and Monroe Avenue to its junction with the Cape Arago Highway; thence westerly and southerly over the Cape Arago Highway to its junction with Seven Devils Road; thence southerly over Seven Devils Road to its junction with the Oregon Coast Highway; thence southerly over the Oregon Coast Highway to its junctions with Riverside Drive north of Bandon; thence southerly over Riverside Drive, First Street, Edison Avenue, Fourth Street, Ocean Drive, Seventh Street, Ogden Avenue, and Beach Loop Road to its junction with the Oregon Coast Highway; thence southerly over the Oregon Coast Highway via Port Orford, Gold Beach, and Brookings to the Oregon-California State line.

THREE CAPES SCENIC ALTERNATE

Over the Netarts Highway from its junction with the Oregon Coast Highway in Tillamook to its junction with Bayocean Road; thence westerly over Bayocean Road to its junction with Cape Meares Loop Road; thence southerly over Cape Meares Loop Road to its junction with the Netarts Highway; thence southerly over the Netarts Highway to its junction with Netarts Bay Drive; thence southerly over Netarts Bay Drive to its junction with Sandlake Road near the Community of Sandlake.

CAPE ARAGO SCENIC SPUR

Over the Cape Arago Highway from its junction with Seven Devils Road to its terminus in Cape Arago State Park.

5) Designated as winter recreation parking locations, requiring a parking permit, between November 15 and April 30, the following:

a) Two locations on the Weston-Elgin Highway #330 (OR204) in the vicinity of Tollgate, Umatilla County.

- 1) Milepost 18.64 to 18.73, right (south) side of highway, widened shoulder area for snowmobiler parking, primarily.
- 2) Milepost 18.8 left (north) side of highway, widened shoulder area for snowmobiler parking, primarily.

Both of these locations will improve winter recreation parking control in the area and were recommended by the Winter Recreation Advisory Committee at its September 8, 1982, meeting.

b) At the Mt. Hood Meadows Ski Area, northerly of milepost 63.76, Mt. Hood Highway #26 (OR35), Hood River County, the interior access road and parking area for the ski area administration building. This location is an integral part of the ski area operation and is accessible to the public. Due primarily to concern for the cost of contract plowing, the Winter Recreation Advisory Committee recommended a conditional one-season (1982-83) designation.

6) Consent to Land Use Proceedings by the Eugene Water and Electric Board. The EWEB is investigating possible construction of a hydro-electric plant on the North Santiam River approximately two miles downstream from Big Cliff Dam. Although the final design to construct the project has not been made, the Utility is proceeding to obtain necessary permits and approvals. Authorized State Highway Engineer to sign Consent to Land Use Proceedings.

7) Adopted the following abandonment resolutions:

a) Adrian (Snake River) Bridge Section, Succor Creek Highway No. 450 (Parma Spur), Malheur County. (approximately 0.04 mile in length). ("Abandonment Resolution No. 607" on file in Commission's files, Salem.)

b) Elgin-Minam River Bridge Section, Wallowa Lake Highway, Union County. (approximately 0.27 mile in length). ("Abandonment Resolution No. 608" on file in Commission's files, Salem.)

- 8) Authorized increases in project authorizations on the following contracts:
- a) Contract No. 9368 for the Lake Road at Oatfield Road/34th Avenue (Milwaukie) in Clackamas County, in the amount of \$34,964 (20.2% increase).
 - b) Contract No. 9423 for the Westport Slough (Woodson) Bridge County Road No. 100, Columbia County, in the amount of \$28,377.26 (8.73% increase).
 - c) Contract No. 9410 for the Westport Ferry Slip Project in Clatsop County, in the amount of \$20,300 (7.0% increase).
 - d) Contract No. 9261 for the Powers Wayside Section, Powers Highway, Coos County, in the amount of \$192,827 (12.6% increase).
 - e) Contract No. 9440 for the improvement in Santiam and Oak Grove Safety Rest Areas, Pacific Highway, Marion and Linn Counties, in the amount of \$11,574 (17.4% increase).

Written delegated authority reports had been mailed to the Commission prior to the meeting. These reports show the action taken by the following officials on behalf of the Commission pursuant to its duly adopted delegation orders. (Exhibits are in the Commission's files in Salem.)

Chairman of Transportation Commission	Exhibit A
Director of Transportation	Exhibit B
State Highway Engineer	Exhibit C
Assistant State Highway Engineer	Exhibit D
Right of Way Manager	Exhibit E
Location Engineer	Exhibit F
State Parks Administrator	Exhibit G

The Commission confirmed the next meeting date as Tuesday, November 16, 1982, in Salem. The Commission confirmed the following meeting for 9:30 a.m., Wednesday, December 15, 1982, at the Metro Conference Room, 5821 N.E. Glisan Street, Portland. A joint dinner with the Washington Transportation Commission will be held at the Thunderbird Inn, Deschutes Room, Hayden Island, on December 14, 1982. The I-205 (Glenn L. Jackson) Bridge will be officially opened on December 15, 1982. A joint ceremony with the Washington State Transportation Commission is planned. A Builders Day luncheon will follow at 1 p.m. at the Willamette Room, Thunderbird Inn, in Portland.

Mr. Moomaw reported on the progress of the Drivers License Issuance System (DLIS) Project. He said basically the project involves installing computer terminals and printers in all of the 61 field offices. This would allow the Division to process driver license transactions faster and more accurately. He gave the Commission the history of the project and said it has now reached the stage of employing a vendor. The entire cost of the project is about \$2.4 million, of which \$2 million is for equipment. (Written project update on file in Commission's files, Salem.)

Mr. Talbot stated that Joseph M. Buckles had submitted a new notification of intent to change land use on May 11, 1982. This involved the placement of a private hydroelectric generating facility within the Sandy River Scenic Waterway in Multnomah County. This new proposal followed his withdrawal of the project originally reviewed by the Commission at their meeting on September 24, 1981. He also recalled that Mr. Buckles withdrew his earlier application during the Department's contested case hearing in February 1982. Mr. Talbot said since submitting his new proposal, Mr. Buckles has refused to allow the staff to conduct an on-site review of the project. It was also learned that the project was about 90% complete. Mr. Talbot recalled that the Scenic Waterways Act and the Commission's rules require that no construction take place until Commission approval has been given. Mr. Talbot recommended that the proposal be denied and that the staff be granted permission to take whatever steps are necessary to protect the property.

Mr. Joe Buckles' response was that because the development could not be seen from the river it was not a violation. Mr. Buckles admitted that he had refused to allow the Parks' staff to make an on-site inspection. He asked the Commission before a decision is made to come and look at the project. He further stated that he had never been given any advice, guideline or counsel from the Parks' staff as to what he could do to make the project acceptable. Mr. Harold Buckles supported his son's viewpoints.

Mr. Charles S. Ciecko, Regional Parks Manager for Oxbow Park, on behalf of Multnomah County read a prepared statement and noted the following facts:

- 1) Senator Jan Wyers had recently requested an Attorney General's opinion to clarify the Director of Water Resources administrative and enforcement responsibilities with regard to ORS 390.835(1).
- 2) The current project has been constructed in violation of the statutes as well as the Commission's rules.
- 3) Portions of the development are located on an area of extreme geological instability.

(continued on next page)

- 4) Portions of the project are visible from the river, although not to a casual observer, however, the visibility will increase as the leaves fall from the trees.

Mr. Ciecko recommended that the Commission not take final action until the Attorney General had rendered an opinion. He also recommended that a temporary court injunction be obtained and that DOT exercise its statutory right to inspect the premises for compliance with the injunction. (Written statement on file in Commission's files, Salem.)

Arch W. Diack of Portland appeared to plead for the denial of a permit by Mr. Buckles to operate this project. He asked that the Department seek an injunction against Mr. Buckles until the Attorney General can clarify the question. (Prepared statement on file in Commission's files.)

Bob Potter, Portland, read a letter from Don Willner stating that it was the Water Resources Department's responsibility and not the Department of Transportation to make a decision. The letter said since there appears to be different interpretations of the statutes between the two State agencies, he requested an Attorney General's opinion before a decision is made. In the meantime, proper steps should be taken to prevent further illegal construction by Mr. Buckles.

Chairman Yturri pointed out there seems to be two questions. One, what is the true meaning of the statutes and two, the request for the Parks Administrator to deny the permit.

An injunction was discussed by Mr. Sollis, who noted that if 90% of the work was completed, an injunction would be moot. The Commission instructed Mr. Sollis to secure an Attorney General's opinion of the statutes in question. The Chairman said they would not want the property condemned without further study by the Commission. Vice Chairman Walsh moved to deny the request and Commissioner Dwyer seconded the motion. On the basis that the work was done without complying with the necessary rules, the Commission unanimously denied Mr. Buckles' permit, subject to the Attorney General's opinion.

Mr. Talbot gave a status report on park attendance for this last summer. He gave the following statistics:

- 1) Camping attendance rose about 2%.
- 2) Non-resident camping was down 2%.
- 3) Day use attendance declined.

(continued next page)

- 4) In the 23 State parks where there is a day-user fee, attendance has dropped 50% in some cases.

(Written report dated October 11, 1982, on file in Commission's files, Salem.)

Ms. Eads said the third quarter travel barometer report (survey of visitor counts at 30 attractions throughout the State) indicates 8% increases and 8% declines in various parts of the State when compared to last year. She felt the fluctuations were closely related to the economy. She said this information is not in conflict with the border center counts as this tabulates incoming tourists from out of State.

Ms. Eads said that the staff has been trying to secure editorial support for the tourism program by hosting journalists from foreign countries. She gave a report on recent tours given to travel writers from England and Japan. She indicated that the private sector had contributed lodging, food, and monetary support for these tours.

Ms. Eads also mentioned that the Travel Information Section was co-sponsoring with the Oregon Downtown Development Association a Statewide conference entitled "Tourism and Downtown - A Working Partnership." It will be held in Lincoln City on November 4 and 5, 1982, involving major developers, tourism promoters and other retailers who have successful operations in Oregon that appeal to local markets and to travelers. She invited the Commission to attend.

Upon Mr. Coulter's recommendation, the Commission repealed the Highway Division Maintenance Manual, Technical Bulletin 26. Mr. Coulter said the Manual published in 1964 had minor updating in 1966 and one revision concerning snow and ice in 1978. He said the Chief Counsel advises that due to the general obsolescence of the manual and wording of statements implementing Commission policies, defense in lawsuits relating to liability is becoming increasingly difficult. He said a draft revision of the Manual is underway and the revision will be prepared in the form of a Guide, which will not require adoption by the Commission.

Mr. Coulter briefed the Commission on the tourist oriented directional sign program (TODS). These signs are a new classification of signs that have been used only in two locations in the United States and only on an experimental basis. He said at the request of Oregon's Congressional delegation, the Federal Highway Administration will give favorable consideration to an experimental program in Oregon. These signs would extend capabilities on non-interstate highways of providing the travelers with needed information and also providing benefits to those businesses oriented toward the visitors. The logo program is limited to motorist services of gas, food, lodging and camping. The

TOD signs may be used to provide identification, directional and distance information to many other types of activities and services. He said the State is the agency that determines the rules and criteria which in turn are used to qualify what type of facility will be allowed on the signs. He said it is their intention to design the rules such that cultural and historical features that are either publicly or privately owned will be able to qualify on non-interstate highways for this type of sign. He mentioned that the rules for cultural and historical signing will be presented to the Commission at a later date.

Mr. Coulter called on Mr. L. E. George, Traffic Engineer, to give a brief report on the selection of safety projects.

Mr. George talked about the Title II safety projects and left-turn refuge and channelization. He said the Title II projects are Federally funded and the program covers identification and implementation of various types of safety projects. The general types of safety improvement programs are rail/highway crossing, pavement marking, hazard elimination, and left-turn refuge and channelization. He said the refuges and channelization had reduced accidents by approximately 45 percent.

Mr. Coulter gave a status report on Federal legislation regarding Highway programs. He said Congress has passed several pieces of legislation. There was a continuing funding resolution that was signed by the President which will go through December 17 and a one-year highway act was signed by the President allowing the State to proceed with work through the first quarter of this fiscal year. Work beyond that may be curtailed unless Congress chooses to extend the Trust Fund and takes some other action.

The Commission approved an agreement with 16 Eastern Oregon Counties (Baker, Crook, Malheur, Morrow, Gilliam, Grant, Harney, Sherman, Umatilla, Union, Hood River, Jefferson, Lake, Wallowa, Wasco and Wheeler Counties) covering County Road directional signing. The agreement covers the responsibilities of the State and the Counties. The State will furnish inventory sign forms and manufacture uniform directional signs. The Counties will inventory their needs, submit sign order form, and install and maintain the signs at their expense.

Mr. Coulter said that revenue is about 8% below what was included in the budget. If this continues, the shortfall will be about \$10 million through the two-year period.

Mr. Coulter introduced Cam Gilmour, Highway Division Suggestion Awards Program Coordinator, who gave a short report on the employees suggestion award program. He said it has been in existence since the 1980 re-establishment of the program that started in the late 1960's. Since it has been re-established, there have been in excess of 2,000 suggestions submitted by State employees. He introduced Kenneth Rountree, Bridge Maintenance Supervisor in Region 1, whose suggestion resulted in the largest

cost savings to the Highway Division. The suggestion was a better way to replace bridge piling which will save over \$50,000 a year. Mr. Coulter presented him with a plaque and the Chairman presented him with a camera and case as an award.

Gene Magee of the Oregon Coast Association appeared on behalf of Ralph Peyton concerning Mr. Peyton's request for signing at Cape Foulweather in Lincoln County. Mr. Magee reported that L. E. George and Mr. Peyton had been able to resolve their problem concerning this signing just prior to the meeting. Mr. Magee complimented the staff for their cooperation. Mr. Magee also mentioned his participation in hosting the journalists from England and Japan.

Ruth Bascom, Member of the Advisory Committee on Bicycles, spoke on the Oregon Coast Bike Route and the Pro-Bike '82 Conference she had recently attended in Colorado. She said the comments at this conference about the Oregon Coast Bike Route were overwhelmingly enthusiastic. She stated she had personally ridden the trail and related several stories about others who had used it. She told of a private corporation formed by a group of citizen cyclists entitled Bikeways Oregon, Inc. They have recently published a document, "Bicycles in Cities - The Eugene Experience," which she handed the Commission. She said their next marketing plan was to tell the story of the Oregon Coast Bike Route.

There being no further business, the Chairman adjourned the meeting at 11:45 a.m.

SEE NEXT PAGE FOR WORKSHOP MINUTES

WORKSHOP

At 12:15 p.m. a workshop was held in the office of the Director (Room 135) concerning revenue and manpower planning. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
N. B. Giustina, Member
Robert F. Dwyer, Member
Fred D. Miller, Director of Transportation
George Bell, Assistant Director for Intergovernmental and Public Affairs
Larry Rulien, Assistant Director for Administration
H. S. Coulter, State Highway Engineer
Robert N. Bothman, Assistant State Highway Engineer for Administration
E. S. Hunter, Assistant State Highway Engineer for Technical Services
Dennis Moore, Administrator of Public Transit Division
David Moomaw, Administrator of Motor Vehicles Division
David Talbot, Administrator of Parks and Recreation
Paul Hatcher, ODOT Finance
Robert W. Gormsen, Manager, Commission Services

Mr. Coulter began by outlining the Highway Division's manpower projections over the next few years. He said there is a need to plan ahead due to declining revenues, changes in Federal and State Programs, and Legislative actions involving retirement. He commented that a survey was made of those eligible to retire within three years. Of the 655 questionnaires sent out, 606 responses were received. It indicated the average age of retirement would be around 60. He said approximately 10% of the Division employees plan to retire within three years. He commented that if the present conditions remain, the manpower needs should be adequate for the next three years.

There was discussion in relation to not moving employees as frequently as in the past. It was felt the benefits were not there due to interest differentials and housing costs versus salary differentials.

Mr. Coulter said with 30-years service, the present formula provides an income of about half the final average salary. The Chairman expressed confidence in the rank and file employee and felt they could successfully move into positions of greater responsibility when the time comes.

Mr. Rulien quoted a recent survey of State employee salaries in the 15 Western States and Oregon ranked 15th.

Mr. Talbot told the Commission that since 1978 the staff has been diminishing by about 16% field employees and 20% in the Salem office. He said approximately 24 employees will be retiring by 1985. He mentioned in some cases employees are reluctant to transfer because of family situations, home ownership, working spouses and lack of financial incentives. He said in some cases future management positions may need to be recruited from outside the Division as opposed to promotions. He discussed the problems involving reductions in the General Fund. He was concerned that reducing personnel will eventually reduce the quality of State Parks. He felt that the retirements would not present any staffing problems. (Letter to Director from Mr. Talbot dated October 15, 1982 on file in Commission's files, Salem.)

Mr. Moomaw told the Commission of organizational changes which have occurred over the last three years. He said less top management people now report directly to his Deputy. He mentioned some duties have been consolidated and some positions have been altered. He felt these organizational changes will make a more efficient operation. He reported there will be approximately 13 retiring in 1982 and 29 in 1983 and there will be no problem with replacements. (Retirement report on file in Commission's files, Salem, which was handed to the Commission by Mr. Moomaw.)

Mr. Talbot explained a special revenue problem and asked for the guidance of the Commission. He stated that the counties have always felt that they should receive funds from the recreational vehicle fund. Because of this, should Parks seek an increase in the recreational vehicle funds, which amounts to 35% of their revenue? The Commission felt that Parks should try to increase the recreational vehicle funds and retain the revenue exclusively for State Parks.

There was a brief discussion of the Jane Cease proposal concerning increasing the gas tax (one-cent per gallon for economic development, one-cent for highway maintenance and various other combinations of pennies).

Mr. Coulter handed the Commission a copy of a letter from Cascade Construction Company, Inc., dated October 8, 1982, addressed to the Associated General Contractors regarding the increased gas tax proposals. (Copy on file in Commission's files, Salem.)

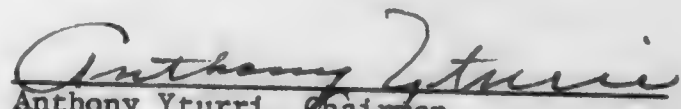
There was discussion about what would be the most acceptable gas tax proposal to the public.

The Chairman asked Mr. Coulter to prepare a report to be mailed prior to the next meeting showing what a one-cent increase in the gas tax could do for the highway program, what two-cents could do, etc.

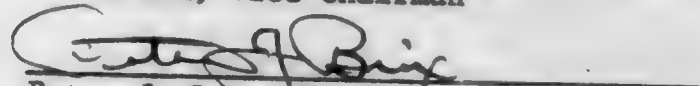
The Commission agreed that the Department needs to focus on a revenue package that could be looked at in the 1983 Legislative session as no chance of referral to the public.


There was discussion concerning the local governments placing on the ballot a gas tax.

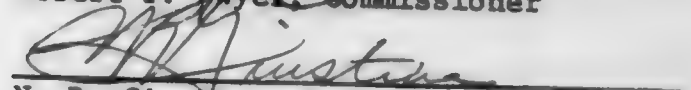
The workshop adjourned at 1:50 p.m.


Anthony Yturri, Chairman


Tom Walsh, Vice Chairman


Peter J. Brix, Commissioner


Robert F. Dwyer, Commissioner


N. B. Giustina, Commissioner

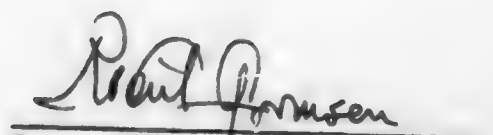

Robert W. Gormsen, Manager
Commission Services

EXHIBIT A
MINUTES OF 10-19-82

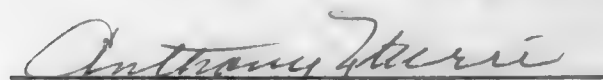
TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the agreement listed below and report this action for your official records:

On July 29, 1982, approved an inter-agency agreement with the Motor Vehicles Division and the Department of Forestry concerning employee identification cards. (Authorized Administrator of Motor Vehicles to sign agreement.)

Dated this 20 day of September 1982


Anthony Yturri, Chairman
Oregon Transportation Commission

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

EXHIBIT A
MINUTES OF
10-19-82

No. 1 Project S. Banfield Intchge. Section
Type of Work Grading, Paving, Structures, Signing & Signals F.A. Proj. No. I-205-7(86)311
County Multnomah Highway East Portland Freeway
No. of Bidders _____ Low Bidder _____
Low Bid \$ _____

Engineer's Recommendation:

P R O J E C T P O S T P O N E D

No. 2 Project Malheur River (Lytle Blvd.) Bridge (Vale)
(Contract No. 9543)
Type of Work Bridge Repair F.A. Proj. No. BHS-B487(1)
County Malheur Highway FAS Route B487
No. of Bidders 4 Low Bidder A & R Construction, Inc. dba L.A.C.O. Construction Co., Lewiston, ID
Low Bid \$ 39,800.00

Engineer's Recommendations: Award to low bidder subject to concurrence of Malheur County and the sum of \$12,100.00 is deposited by the County.

No. 3 Project Dallas, Monmouth-Independence Pavement Marking
(Contract No. 9544)
Type of Work Pavement Markings F.A. Proj. No. PMS-000S(114)
County Polk Highway Various highways and city streets
No. of Bidders 4 Low Bidder Kaspac Corporation dba Kaspac Industries, Seattle, WA
Low Bid \$ 46,329.40

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

On September 14, 1982, I accepted the State Highway Engineer's recommendations for award of the above projects on which bids were received September 9, 1982, and authorized him to sign the contracts when conditions for the awards have been met.

Dated this 17 day of Sept, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

EXHIBIT A
MINUTES OF 10-19-82

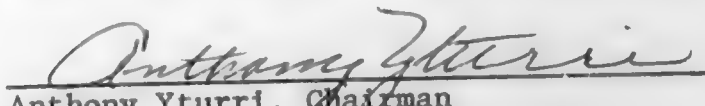
TO: Oregon Transportation Commission

SUBJECT: Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve the following agreement and report this action for your official records:

Agreement with Washington County and the City of Beaverton for the installation of traffic signals on the Tualatin Valley Highway at 160th Avenue. The State will provide the preliminary and construction engineering services. The City will pay 100 percent of preliminary engineering costs. The County and City will each pay 50 percent of the construction costs. All work is to be performed with no expense to State. (Local Government)

Dated this 20 day of September, 1982


Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

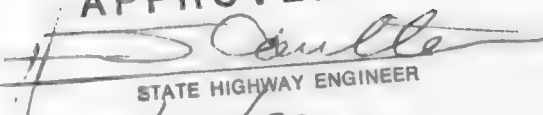

STATE HIGHWAY ENGINEER
Date 9/17/82

EXHIBIT A
MINUTES OF 10-19-82

TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51263	Hawley, Brooks	\$ 500.00
51521	Wolff, Henry G.	2,500.00
52031	Wood, Gary C. and Janis C.	20,840.00
52059	Wettstein, Mark P.	4,700.00
52074	Hayashi, Mas and Irene	9,475.00
52554	Kumm, Donald and Sharon	100.00
52910	Tomco Forest Industries, Inc.	150.00
	7 Transactions	\$ 38,265.00

- (2) Agreement with Clackamas County Development Agency concerning a preliminary engineering and environmental study to determine the location and feasibility of a proposed new I-205 Interchange in the Clackamas Town Center vicinity. The State will conduct the study and the development agency will pay all costs incurred. (Local Government)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 27 day of Sept., 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
Date 9/23/82

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

EXHIBIT A

MINUTES OF

10-19-82

No. 1 Project S. Banfield Intchge. Section

Type of Work _____ F.A. Proj. No. I-205-7(86)311

County Multnomah Highway East Portland Freeway

No. of Bidders _____ Low Bidder _____

Low Bid \$ _____

Engineer's Recommendation:

P R O J E C T W I T H D R A W N

No. 2 Project Clackamas Town Center Signals

(Contract No. 9545)

Type of Work Traffic Signal Installation F.A. Proj. No. IX-000C(26)

County Clackamas Highway FAU 9713 & 9718 (Cascade Hwy. N. & Sunnyside Rd.)

No. of Bidders 7 Low Bidder Hamilton Electric, Inc., Eugene

Low Bid \$ 79,865.00

Engineer's Recommendations: Award to low bidder subject to concurrence of Tri-Met and the FHWA, and the sum of \$15,200.00 is deposited by Tri-Met.

No. 3 Project Eastside Signal Replacement

(Contract No. 9546)

Type of Work Traffic Signal Installation F.A. Proj. No. IX-000C(27)

County Multnomah Highway Various FAU Routes

No. of Bidders 8 Low Bidder Highlite Construction Co., Gresham

Low Bid \$ 394,441.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the City of Portland and the FHWA and the sum of \$17,500.00 is deposited by the City.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 10-4-82

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

EXHIBIT A

MINUTES OF

10-19-82

No. 1 Project S. Banfield Intchge. Section

Type of Work _____ F.A. Proj. No. I-205-7(86)311

County Multnomah Highway East Portland Freeway

No. of Bidders _____ Low Bidder _____

Low Bid \$ _____

Engineer's Recommendation:

P R O J E C T W I T H D R A W N

No. 2 Project Clackamas Town Center Signals

(Contract No. 9545)

Type of Work Traffic Signal Installation F.A. Proj. No. IX-000C(26)

County Clackamas Highway FAU 9713 & 9718 (Cascade Hwy. N. & Sunnyside Rd.)

No. of Bidders 7 Low Bidder Hamilton Electric, Inc., Eugene

Low Bid \$ 79,865.00

Engineer's Recommendations: Award to low bidder subject to concurrence of Tri-Met and the FHWA, and the sum of \$15,200.00 is deposited by Tri-Met.

No. 3 Project Eastside Signal Replacement

(Contract No. 9546)

Type of Work Traffic Signal Installation F.A. Proj. No. IX-000C(27)

County Multnomah Highway Various FAU Routes

No. of Bidders 8 Low Bidder Highlite Construction Co., Gresham

Low Bid \$ 394,441.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the City of Portland and the FHWA and the sum of \$17,500.00 is deposited by the City.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 10-4-82

EXHIBIT A
MINUTES OF 10-19-82

No. 4 Project Beaver Creek Road Section
(Contract No. 9547)
Type of Work Grading and Paving F.A. Proj. No. IX-78(5)
County Clackamas Highway Cascade Highway South
No. of Bidders 9 Low Bidder Bonstan Construction Company, Clackamas
Low Bid \$ 1,000,926.50

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Cascade Construction Co.	\$1,002,566.00
3rd Bidder: Dirt & Aggregate Intchg., Inc.	\$1,052,976.20

No. 5 Project Lincoln City Pavement Marking Project
(Contract No. 9548)
Type of Work Pave. Markings & Raised Markers F.A. Proj. No. PMS-000S(113)
County Lincoln Highway Various Highways & City Streets
No. of Bidders 6 Low Bidder The Kaspac Corporation dba
Kaspac Industries, Inc., Seattle, WA
Low Bid \$ 31,445.20

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

No. 6 Project Banfield Transitway (Portland) Section
(Contract No. 9549)
Type of Work Building Demolition F.A. Proj. No. UMTA Project
County Multnomah Highway SW 11th Ave. (Transit Station)
No. of Bidders 4 Low Bidder R. A. Gray & Company, Tigard
Low Bid \$ 38,258.50

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the Federal Highway Administration.

2nd Bidder: Dennis Snyder Contractors	\$40,471.00
3rd Bidder: Greg Payne Trucking & Demolition	\$62,999.75

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 10-4-82

EXHIBIT A
MINUTES OF 10-19-82

No. 7 Project NW 14th Ave.-NW 26th Ave. (Portland) Section
Type of Work Grading, Paving & Signals Contract No. 9550
County Multnomah Highway City Street F.A. Proj. No. IX-9300(6)
No. of Bidders 5 Low Bidder R. A. Hatch Co., Bend
"A" & "B" 2,571,195.00 See Page 4879
Low Bid \$

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the City of Portland and the FHWA and the sum of \$524,850.00 is deposited by the City.

2nd Bidder: Cascade Construction Co., Inc. \$2,766,563.00
3rd Bidder: K. F. Jacobsen & Co., Inc. \$2,929,407.65

No. 8 Project Powell Valley Rd.-SE Division St.
Type of Work Grading, Paving & Signals (Contract No. 9551)
County Multnomah Highway FAU 9891 (SE 182nd Avenue) F.A. Proj. No. IX-9891(4)
No. of Bidders 6 Low Bidder Oregon Asphaltic Paving Co., Portland
Low Bid \$ 1,042,130.20

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA and Multnomah County and the sum of \$167,600.00 is deposited by the County.

2nd Bidder: R. A. Hatch Co. \$1,081,083.00
3rd Bidder: Cascade Construction Co. \$1,097,572.00

No. 9 Project Fish Cr.-Poterf Cr. Section
Type of Work Bikeway (Contract No. 9552)
County Lane Highway Florence-Eugene F.A. Proj. No. State
No. of Bidders 5 Low Bidder Wildish Corvallis Construction Co., Eugene
Low Bid \$ 107,273.00

Engineer's Recommendations: Award to low bidder.

On September 29, 1982, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received September 23, 1982, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 4, 6, 7, and 8 if the low bidder fails to meet minority business enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 4 day of October, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

EXHIBIT A
MINUTES OF 10-19-82

No. 7 Project NW 14th Ave.-NW 26th Ave. (Portland) Section
Type of Work Grading, Paving & Signals Contract No. 9550
County Multnomah Highway City Street F.A. Proj. No. IX-9300(6)
No. of Bidders 5 Low Bidder R. A. Hatch Co., Bend
"A" & "B" Low Bid \$ 2,571,195.00 See Page 4879

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the City of Portland and the FHWA and the sum of \$524,850.00 is deposited by the City.

2nd Bidder: Cascade Construction Co., Inc. \$2,766,563.00
3rd Bidder: K. F. Jacobsen & Co., Inc. \$2,929,407.65

No. 8 Project Powell Valley Rd.-SE Division St.
Type of Work Grading, Paving & Signals (Contract No. 9551)
County Multnomah Highway FAU 9891 (SE 182nd Avenue) F.A. Proj. No. IX-9891(4)
No. of Bidders 6 Low Bidder Oregon Asphaltic Paving Co., Portland
Low Bid \$ 1,042,130.20

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA and Multnomah County and the sum of \$167,600.00 is deposited by the County.

2nd Bidder: R. A. Hatch Co. \$1,081,083.00
3rd Bidder: Cascade Construction Co. \$1,097,572.00

No. 9 Project Fish Cr.-Poterf Cr. Section
Type of Work Bikeway (Contract No. 9552)
County Lane Highway Florence-Eugene F.A. Proj. No. State
No. of Bidders 5 Low Bidder Wildish Corvallis Construction Co., Eugene
Low Bid \$ 107,273.00

Engineer's Recommendations: Award to low bidder.

On September 29, 1982, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received September 23, 1982, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 4, 6, 7, and 8 if the low bidder fails to meet minority business enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 4 day of October, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission
- 4846 -

EXHIBIT A
MINUTES OF 10-19-82

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition
(Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
48521	Staats, Carl and Hazel	\$ 4,350.00
51458	James, Kyle O. and Marian B.	72,000.00
52005	Duncan, Harold and Dorothy	12,850.00
52015	Havens, W. Clair and Betty L.	16,445.00
52029	Meeker, Wilma	3,665.00
52049	Oregon State Dept. of Veterans' Affairs	6,000.00
52063	Kehne, Budd L. and Deringer, John O.	12,159.00
52089	Texaco, Inc.	33,425.00
52434	U. S. National Bank of Oregon	23,100.00
52561	Beck, Raymond B. and Janet	350.00
	10 Transactions	<u>184,344.00</u>

(2) Agreement with City of Tigard to construct certain roadway improvements and install traffic signals on the Pacific Highway West at Main Street. The State will design, install and maintain the traffic signals. The City will award a contract for the roadway work and has agreed to pay all costs of the entire project with no expense to the State. (Local Government Unit)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 4 day of October, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

[Signature]
STATE HIGHWAY ENGINEER

Date 9/50/82

EXHIBIT B
MINUTES OF 10-19-82

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, I approved all actions listed below and report them for your official records:

- (1) On September 27, 1982, signed an amendment to a Personal Service Contract with Bolton Advertising which increases the payment from \$930 to \$1180 on the previous contract for producing a slide show on Oregon's ridesharing program.
- (2) On October 4, 1982, signed a Personal Service Contract with Media West to transfer a four-minute, three projector slide/audio show to 16 mm film and to provide one answer print, two single prints and six prints on one reel. Cost to State \$1780.

Fred D. Miller
Fred D. Miller
Director

October 8, 1982

EXHIBIT C
MINUTES OF 10-19-82

QUARTERLY REPORT OF PROPERTY DAMAGE CLAIMS
MADE AND COLLECTED BY STATE HIGHWAY DIV. LEGAL SECTION

Period From 7-1-82 Thru 9-30-82

	No.	Amount
Claims Pending at Beginning of Period	<u>96</u>	<u>\$ 190,934.55</u>
Claims Pending at End of Period	<u>100</u>	<u>\$ 194,128.71</u>
<hr/>		
Money Collected During Period		
Installment Payments	<u>61</u>	<u>\$ 9,710.53</u>
Compromise Payments	<u>2</u>	<u>\$ 13,392.18</u>
Payments in Full	<u>92</u>	<u>\$ 79,535.11</u>
TOTAL		<u>\$ 102,637.82</u>
<hr/>		
Claims Abandoned During Period	<u>10</u>	<u>\$ 2,356.29</u>
<hr/>		
Damage Cases (Actions Filed)	<u>50</u>	<u>\$ 130,062.27</u>
Uncollected Judgments	<u>*</u>	<u>\$ ---</u>

* Referred to Department of Revenue for collection.

EXHIBIT C
MINUTES OF 10-19-82

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

- 1) Work on the Sycan River (Drews Road) Bridge in Klamath County. Bids received September 2, 1982. Contract No. 9542 awarded September 22, 1982, to Holst Construction Co., Oakridge, at \$167,337.
- 2) Repair of the Malheur River (Lytle Boulevard) Bridge in Vale on FAS Route B487 in Malheur County. Bids received September 9, 1982. Contract No. 9543 awarded September 23, 1982, to A & R Construction, Inc. dba L.A.C.O. Construction Co., Lewiston, Idaho, at \$39,800.
- 3) Dallas, Monmouth-Independence Pavement Marking Project in Polk County. Bids received September 9, 1982. Contract No. 9544 awarded September 15, 1982, to The Kaspac Corporation dba Kaspac Industries, Seattle, Washington, at \$46,329.40.
- 4) Eastside Signal Replacement Project in Multnomah County. Bids received September 23, 1982. Contract No. 9546 awarded September 29, 1982, to Highlite Construction Co., Gresham, at \$394,441.
- 5) Work on the Beaver Creek Road Section of the Cascade Highway South in Clackamas County. Bids received September 23, 1982. Contract No. 9547 awarded September 29, 1982, to Bonstan Construction Co., Clackamas, at \$1,000,926.50.
- 6) Lincoln City Pavement Marking Project in Lincoln County. Bids received September 23, 1982. Contract No. 9548 awarded September 29, 1982, to The Kaspac Corporation dba Kaspac Industries, Inc., Seattle, Washington, at \$31,445.20.
- 7) Building demolition on the Banfield Transitway Project in Portland, Multnomah County. Bids received September 23, 1982. Contract No. 9549 awarded October 6, 1982, to R. A. Gray and Company, Tigard, at \$38,258.50.

Dated this 17th day of October, 1982

H. S. Coulter
H. S. Coulter, State Highway Engineer

10-7-82

EXHIBIT C
MINUTES OF 10-19-82

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report them for your official records:

- 1) On September 16, 1982, established the following speed zones on the Willamina-Sheridan Highway No. 157 in Polk and Yamhill Counties:

45 MPH from M.P. 1.50 to M.P. 1.55

35 MPH from M.P. 2.70 to M.P. 2.80 including a 20 MPH from M.P. 2.70 to M.P. 2.72. The speed shall be 20 MPH when children are present.

45 MPH from M.P. 2.80 to M.P. 3.00.

Rescinded Speed Zone Order 860 dated June 1, 1981.
(See Speed Zone Order 883) Approved by E. S. Hunter
for State Highway Engineer.

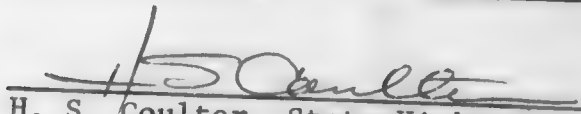
- 2) On September 16, 1982, established a 40 MPH speed zone on the Oregon Coast Highway No. 9 in the Community of Cloverdale, Tillamook County, from M.P. 87.07 to M.P. 87.32 and from M.P. 87.66 to M.P. 87.91; and a 25 MPH speed zone from M.P. 87.32 to M.P. 87.66. Rescinded Speed Zone Resolution No. 418 dated November 22, 1963. (Speed Zone Order No. 884) Approved installation of a curve sign with a 20 MPH rider for northbound traffic in advance of the curve at M.P. 87.54, (warning sign should be placed several hundred feet in advance of the curve at a location chosen by the Region Traffic Operations Supervisor) and adjustment of catch basin grate at above-mentioned curve in the northbound wheel path. Also established a marked crosswalk with overhead sign and two-way flasher at a location to be chosen by the Region. (Approved by E. S. Hunter for State Highway Engineer)

EXHIBIT C

MINUTES OF 10-19-82

- 3) On September 22, 1982, rescinded Speed Zone Order No. 882 adopted August 5, 1982, as repair has been made to Dodge Bridge (Rogue River) on Sams Valley Highway in Jackson County and the 25 MPH signs removed.
- 4) On October 6, 1982, executed an agreement with the Union Pacific Railroad Company for sand dune stabilization upon property held in trust by the Warm Springs Bureau of Indian Affairs and adjacent to Railroad tracks. (Agreement approved by Transportation Commission on January 19, 1982, sand blowing east of The Dalles across I-84 in Wasco County.)

Dated this 7 day of October, 1982


H. S. Coulter, State Highway Engineer

10-7-82

EXHIBIT D
MINUTES OF 10-19-82

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under delegated authority, the following contracts were accepted as being completed according to specifications:

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Holst Const. Co. No. 9339	U.S.R.S. Canal "J" Bridge Klamath County	Sept. 13, 1982
Schoolhouse R Electric No. 9406	Col. River Hwy. @ Gable Rd. & St. Helens Comm. Center (St. Helens) Columbia County	Sept. 15, 1982

October 6, 1982

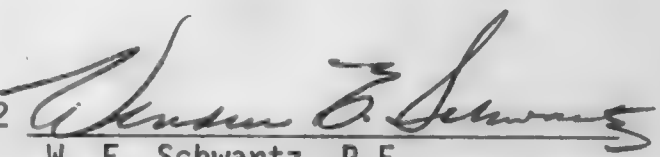

W. E. Schwartz, P.E.
Asst. State Highway Engineer

EXHIBIT E
MINUTES OF 10-19-82

COM 4

TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

S.E. 50TH AVENUE-S.E. 92ND AVENUE (PORTLAND) SECTION, MT. HOOD
(POWELL BLVD.) HIGHWAY - MULTNOMAH COUNTY

R-50898 - Gary L. Hval et al. Parcel 1: 4,112 square feet for right of way purposes. Parcel 2: 395 square feet for temporary easement for work area. Offer \$62,175.00.

R-50899 - David R. Butterfield et ux. 5,318 square feet for right of way purposes. Offer \$53,200.00.

R-50914 - Herbert B. Krueger et al. Parcel 1: 7,080 square feet for right of way purposes. Parcel 2: 4,248 square feet; Parcel 3: 68 square feet, both for temporary easement for work area. Offer \$180,350.00.

R-50917 - E. Sam Shioshi et al. 8,047 square feet for right of way purposes. Offer \$56,400.00.

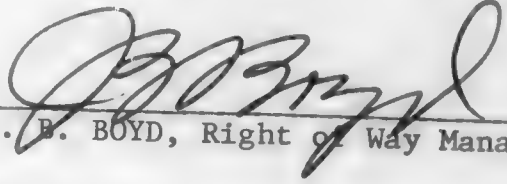
R-50918 - E. Sam Shioshi et al. 8,778 square feet for right of way purposes. Offer \$158,800.00.

R-50919 - Raymond A. Schrader et al. 6,623 square feet for right of way purposes. Offer \$98,000.00.

R-50925 - Manifold Business and Investments Inc. Parcel 1: 1,512 square feet for right of way purposes. Parcel 2: 126 square feet for temporary easement for work area. Offer \$18,425.00.

R-50926 - Sam Shioshi et ux. Parcel 1: 1,722 square feet for right of way purposes. Parcel 2: 126 square feet for temporary easement. Offer \$12,375.00.

Dated this 13 day of August, 1982.


J. B. BOYD, Right of Way Manager

RE: Report of Offers Tendered - 8

E
MINUTES OF 10-19-82

COM 4

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

S.E. 50TH AVENUE-S.E. 92ND AVENUE (PORTLAND) SECTION, MT. HOOD
(POWELL BLVD.) HIGHWAY - MULTNOMAH COUNTY

R-50863 - Ruth Rogers et al. Parcel 1: 6,343 square feet for right of way purposes. Parcel 2: 615 square feet for a temporary easement. Offer \$126,550.00.

R-50864 - Stanley R. Culver et al. Parcel 1: 6,000 square feet for right of way purposes. Parcel 2: 600 square feet for a temporary easement. Offer \$147,000.00.

WILLAMETTE RIVER/I-205 (BANFIELD TRANSITWAY) SECTION, COLUMBIA
RIVER HIGHWAY - MULTNOMAH COUNTY

R-51314 - Robert F. Moreland et al. Parcel 1: 500 square feet for right of way purposes for relocation of N.E. Hoyt Street. Parcel 2: 310 square feet for a construction permit. Offer \$22,000.00.

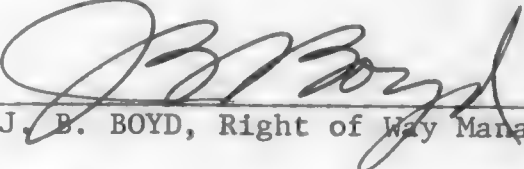
R-51315 - Alfons Desmet et ux. Parcel 1: 475 square feet for right of way purposes. Parcel 2: 250 square feet for a construction permit. Offer \$11,050.00.

R-51316 - Phyllis R. Wiebold et al. Parcel 1: 450 square feet for right of way purposes for relocation of N.E. Hoyt Street. Parcel 2: 415 square feet for a construction permit. Offer \$10,300.00.

R-51317 - Matt O. Wilson et al. Parcel 1: 525 square feet for right of way purposes for relocation of N.E. Hoyt Street. Parcel 2: 475 square feet for a construction permit for walks, steps and driveway. Offer \$3,925.00.

R-51325 - General Fuel and Lumber Company et al. Parcel 1: 4,100 square feet for right of way purposes. Parcel 2: 640 square feet for a permanent easement. Parcel 3: 810 square feet for a temporary easement. Offer \$40,600.00.

Dated this 9 day of September, 1982.


J. B. BOYD, Right of Way Manager

RE: Report of Offers Tendered - 7 -
- 4855 -

END OF _____ F
MINUTES OF 10-19-82

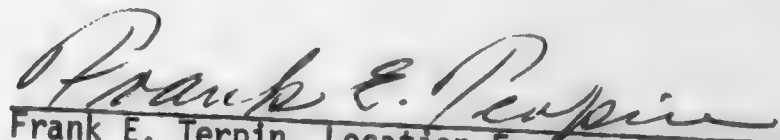
CONSENT TO ANNEXATION

The State of Oregon, by and through its Department of Transportation, Highway Division, does hereby consent to the annexation to the City of Salem all that real property belonging to it (comprising that certain area of North Santiam Secondary Highway No. 162 in Sections 4 and 5, Township 7 South, Range 2 West, Willamette Meridian, Marion County, Oregon) lying within the boundaries outlined in Exhibit A attached hereto and by reference made a part hereof.

The State Highway Engineer, acting under delegated authority from the Oregon Transportation Commission, authorized the Location Engineer to approve and execute the Consent to Annexation on behalf of the Commission.

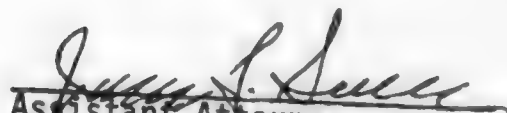
Dated this 27th day of September, 1982.

STATE OF OREGON, by and through its Department of Transportation, Highway Division.


Frank E. Terpin, Location Engineer

Approved September 27, 1982

APPROVED AS TO
LEGAL SUFFICIENCY


Assistant Attorney
General

Date 9-29-82

Exhibit A on file in Commission's files, Salem
along with original Consent.

EXHIBIT G

MINUTES OF 10-19-82

STATE PARK RULE NO. 49C

Oregon Administrative Rules
Chapter 736, Division 18 -- State Parks and Recreation Division

DIVISION 18

STATE PARK MASTER PLAN

MASTER PLAN

736-18-000 (1) ORS 390.180 on state park master plans requires the Administrator of the State Parks and Recreation Division to adopt rules which establish a master plan which shall be followed in the development and use of each state park.

(2) To implement this directive, the following documents, which include an assessment of resources, land use and development plans, and a determination of the capacity for the public use and enjoyment of each of the following state parks, are hereby adopted by rule (See Exhibit 1):

- (a) Fort Stevens State Park, as amended;
- (b) Cape Lookout State Park;
- (c) Cape Kiwanda State Park;
- (d) Nestucca Spit State Park;
- (e) Jessie M. Honeyman State Park;
- (f) West Columbia Gorge State Parks (including: Lewis and Clark State Park, Dabney State Park, Portland Women's Forum State Park, Crown Point State Park, Guy W. Talbot State Park, George W. Joseph State Park, Rooster Rock State Park, Shepperd's Dell State Park, Bridal Veil Falls State Park, Benson State Park, Ainsworth State Park, McLoughlin State Park, and John B. Yeon State Park);
- (g) Molalla River State Park;
- (h) Champoeg State Park;
- (i) Willamette Mission State Park;
- (j) Cascadia State Park;
- (k) Elijah Bristow State Park;
- (l) Cove Palisades State Park.

Stat. Auth.: ORS Ch. 390

Hist. PR 10-1981, f. & ef. 4-24-81.

ADOPTED BY:


STATE PARKS ADMINISTRATOR

DATE: Sept 22, 1982

EFFECTIVE: September 23, 1982

4354B/57A

ORIGINAL RULE & EXHIBIT 1 ON FILE IN
COMMISSION'S FILES, SALEM.

- 4857 -

MINUTES
of the
OREGON TRANSPORTATION COMMISSION MEETING
held on
November 16, 1982

Salem, Oregon
November 16, 1982

The Oregon Transportation Commission held its regular monthly meeting in the Conference Room (122) of the Transportation Building in Salem beginning at 10:05 a.m. Notice of the meeting had been made by press release to the newspapers of general and local circulation throughout the State. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
Peter Brix, Member
N. B. Giustina, Member
Robert F. Dwyer, Member
Jack Sollis, Chief Counsel
Fred D. Miller, Director of Transportation
George Bell, Assistant Director for Intergovernmental and Public Affairs
Larry Rulien, Assistant Director for Administration
H. S. Coulter, State Highway Engineer
David Moomaw, Administrator of Motor Vehicles Division
Paul Burket, Administrator of Aeronautics Division
Dennis Moore, Administrator of Public Transit Division
David Talbot, Administrator of Parks and Recreation Division
Shirley Eads, State Travel Director
W. E. Schwartz, Assistant State Highway Engineer for Operations
Robert Bothman, Assistant State Highway Engineer for Administration
E. S. Hunter, Assistant State Highway Engineer for Technical Services
C. O. Fredrickson, Region 2 Engineer
Joe Christian, DOT Finance Officer
Robert Hathaway, Assistant Division Administrator, Federal Highway Administration
Robert W. Gormsen, Manager, Commission Services

There were others present including members of the news media.

The Commission unanimously approved the following items on the consent calendar:

- 1) Minutes of the Commission meeting of October 19, 1982, which included the workshop.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2729" on file in Commission's files, Salem.)

(continued on next page)

- 3) Agreement with the U. S. Geological Survey for a cooperative project providing stream gauging and flood runoff data for small drainage basins of ten square miles or less throughout the State. Cost for fiscal year 1983 is \$9,600.
- 4) 1983 Special City Allotment Program as follows and authorized State Highway Engineer to sign necessary agreements:

SUMMARY
APPLICATIONS RECOMMENDED FOR APPROVAL
1983 SPECIAL CITY ALLOTMENT PROGRAM

CITY	STREET	TYPE OF WORK	SCA	CITY	TOTAL
BOARDMAN	E. Columbia Ave. (N. Main Ave. - 2,000 feet east)	Widen & Resurface	\$ 25,000	\$ 75,000	\$100,000
CULVER	"D" Street (Culver Hwy.-Lakeshore Dr.)	Reconstruct	25,000	25,800	50,800
GARIBALDI	5th Street (American Ave.-Biak Ave.) American Avenue (3rd Ave.-5th Ave.)	Reconstruct	25,000	7,300	32,300
IRRIGON	First Street (Col. Riv. Hwy.-Washington St.) N Main St. (1st St.-3rd St.)	Reconstruct	25,000	25,000	50,000
JEFFERSON	Hazel Street (Sixth St.-750 Feet West)	Reconstruct	25,000	53,400	78,400
MORO	5th Street (Hwy. 97 - McCoy St.) Scott Street (5th St.-Bidwell St.)	Reconstruct	25,000	---	25,000
MYRTLE CREEK	Laurance Street (N.E. Myrtle Cr. Rd. - 310 Feet west)	Reconstruct	25,000	20,000	45,000
RAINIER	W. 4th Street ("E" St.-"G" St.)	Reconstruct	25,000	---	25,000
TALENT	Talent Avenue (Rogue Valley Hwy. - Sunny St.)	Widen & Resurface	25,000	---	25,000
VERMONTA	Maple Street (Adams Ave.-Weed Ave.)	Resurface	25,000	3,600	28,600
TOTALS			\$250,000	\$210,100	\$460,100

- 5) Authorized increases in project authorizations on the following contracts:
 - a) Contract No. 9367 for the N. W. Kings Boulevard-Highland Drive (Corvallis) Section, FAU 2120, Benton County, in the amount of \$102,666.77 (13.8% increase).
 - b) Contract No. 9362 for the Wallace Bridge-Willamina E.C.L. Section, Willamina-Sheridan Highway, Polk and Yamhill Counties, in the amount of \$96,408.27 (7.8% increase).
 - c) Contract No. 9426 for the Columbia County Pavement Marking Project No. 2, in the amount of \$5,540 (16.9% increase).

(continued on next page)

- d) Contract No. 9422 for the South Pine Creek Bridge Section, Pine Creek Road, Harney County, in the amount of \$13,404.90 (17.1% increase).
- e) Contract No. 9372 for the Willamette Highway at Cloverdale Road Section Project in Lane County, in the amount of \$26,423.38 (7.1% increase).
- 6) Amendments to ORS 215.130 and ORS 227.286 concerning city and county zoning on State highway right of way. During the past year, several situations have developed where local governments under these two statutes have attempted to zone State highway right of way. In doing so, they have taken over the decision making on the property. The intent of the amendments is to clarify the definition of public property. (Copy of amendments on file in Commission's files, Salem.)
- 7) Added to the State Construction Program for Fiscal Year 1984 a slide correction project on the Wilson River Highway at M.P. 6.8 in Tillamook County. The \$612,000 project would be funded by Federal Aid Primary Funds including \$73,000 State match. (Authorized State Highway Engineer to sign necessary agreements.)

Written delegated authority orders had been mailed to the Commission prior to the meeting. These reports show the action taken by the following officials on behalf of the Commission pursuant to its duly adopted delegation orders. (Exhibits are in the Commission's files, Salem.)

Chairman of Transportation Commission	Exhibit A
Vice Chairman of Transportation Commission	Exhibit B
Director of Transportation	Exhibit C
State Highway Engineer	Exhibit D
Assistant State Highway Engineer	Exhibit E
Right of Way Manager	Exhibit F
State Parks Administrator	Exhibit G
Chief Counsel	Exhibit H
Highway Controller	Exhibit I

Mr. Miller gave a status report on the Department's budget. He said the budget had been reviewed by the Executive Department and the Governor. It was his understanding that the Governor would announce the final budget for all agencies on December 1.

Mr. Miller called on Joe Christian to give an update on the financial management project. Mr. Christian said since July the project team has defined requirements and completed a conceptual design for the

system. He said this would be followed by a functional design. He continued that a nation-wide search had been made for a replacement financial system; 41 had been contacted and five candidate financial systems were evaluated. The system selected is called STARS (State Accounting and Reporting System) developed by Peat, Marwick, Mitchell & Co. He mentioned that it is presently installed in five states and is being installed in California and Washington. He said there were three options considered for installation: 1) to install without any assistance from Peat, Marwick, Mitchell & Co. at a cost of \$1 million; 2) to have Peat, Marwick, Mitchell & Co. do the installation, and this would be very expensive; and 3) to combine forces with Peat, Marwick, Mitchell & Co. on the installation at a cost of \$400,000 to \$700,000 (the State would control the project and Peat, Marwick, Mitchell & Co. would be the architects). He recommended Option 3 and it would take about 10 to 14 months to accomplish.

Mr. Christian requested Commission approval of the following: 1) to proceed with the installation of STARS in the Department and to develop the necessary sub-systems, 2) to appear before the Joint Legislative Committee on Data Processing for their approval of the installation, and 3) to proceed with negotiations with Peat, Marwick, Mitchell & Co. for a contract in the range of \$400,000 to \$700,000. Commissioner Brix asked that the amount be specific in the contract. The Commission unanimously approved all three requests.

Mr. Miller said early in the year several organizational changes were made but not formalized in the personnel records. It is proposed to change the classification of several staff positions, establish a new position, and abolish other positions to effect permanent savings to finance the changes, as required by the Governor's office and the Legislature. Specifically, he said, it would elevate the positions of one Assistant State Highway Engineer, one Region Engineer and the Department's Assistant Director for Administration. To finance these changes, four high-level positions would be abolished resulting in a net savings of about \$250,000 (abolishing two Supervising Highway Engineer E positions, the Deputy Director of Transportation position, and the Transportation Assistant Director-Administration position). He requested authority to appear before the Emergency Board on the reclassification plan. The Commission unanimously approved the request. (Letter to Emergency Board dated October 27, 1982, on file in Commission's files, Salem, lists the specific details of the request.)

The Commission confirmed the next meeting at 9:30 a.m., Wednesday, December 15, 1982, in Portland at the Glisan Street Office, 5821 N.E. Glisan Street. Dinner with the Washington Transportation Commission will be Tuesday, December 14, 1982 (6:30 p.m. social; 7 p.m. dinner) at the Thunderbird Inn, Deschutes Room, Hayden Island. The following meeting was tentatively set for January 18, 1983, in Salem.

November 16, 1982

Mr. Miller discussed the opening of the I-205 Bridge which is set for December 15, 1982, and the early opening of the freeway. Originally, he said, it was agreed to build a functional replacement for Rocky Butte Jail and to complete the freeway at about the same time. He mentioned the Justice Center will be ready in November 1983 but the freeway may be ready in March 1983. This creates a gap where there will be a facility that could be used if some conditions could be satisfied. He stated that several months ago the Commission had asked him to study this to see if there is a way to allow early opening of the freeway. There is concern for the Rocky Butte jail inmates as to air, noise and security issues.

Mr. Coulter outlined on a map a way of having the public partially use the completed freeway. He said northbound traffic in the vicinity of Rocky Butte Jail would be diverted into the southbound lanes for approximately one-half mile. Steps could be taken to overcome noise and security issues.

The Commission unanimously supported the staff's proposal, instructed the Director to proceed with this plan, to take whatever steps are necessary with respect to security, noise and pollution, to file a motion with Judge Redden (since he has jurisdiction over the Jail), and to work to resolve any remaining obstacles with the County. It was agreed by the Commission to proceed on the demolition of Rocky Butte in a timely manner. The Commission discussed whether the freeway in that one-half mile stretch should have any access to and from the Banfield. Commissioner Brix indicated that he would like to have the staff study the usage of the Banfield Interchange in that one-half mile stretch.

Mr. Moomaw requested authority to execute a contract with the Paradyne Corporation for data processing equipment required to implement the new driver license issuance system. The amount of the contract will be \$3,576,155 and includes the purchase, installation and maintenance of the equipment until December 31, 1989. This will involve the installation of 263 terminals, 116 printers and 53 processors between July and December 1984. Commissioner Brix inquired as to the financial structure of Paradyne. Mr. Moomaw said they have 2,600 employees and sales for the first nine months of 1982 were \$145 million. The Commission unanimously granted Mr. Moomaw authority to enter into the contract with Paradyne Corporation.

Mr. Talbot reported that the Deschutes River User Pass System has worked very well this past summer. He said they had projected revenues at around \$50,000 for the first year and it appeared that it would exceed \$120,000. He requested taking \$25,000 from this source to allocate to the Deschutes River purchase project in Sherman and Wasco Counties. The \$25,000 would go toward the "down payment/first installment" of \$50,000 which is due on December 4.

The Parks Division would get a 15-acre tract not adjacent to the river and a tract of land on the Deschutes River approximately 77 acres and 4,100 feet of river frontage, which would be worth at least \$25,000. The Commission unanimously approved Mr. Talbot's request.

Mr. Talbot recalled that at the August meeting Chairman Yturri had appointed a committee of Tom Walsh, Fred Miller and himself to investigate the matter of banning vehicles from the ocean beach at the Dunes National Recreation Area. At the September meeting, the Commission had adopted a temporary rule closing the beach at the mouth of the Siltcoos estuary. He referred to a report mailed to the Commission on November 9 prepared by the committee. (Copy on file in Commission's files, Salem.) He said since they have not had time to discuss the findings and conclusions with the Siuslaw National Forest and the Dunes NRA officials, the committee is not ready to make a recommendation at this meeting. He felt a recommendation would be forthcoming at the December meeting. He handed to the Commission a map prepared by the Siuslaw National Forest entitled "Oregon Dunes National Recreation Area." (Copy on file in Commission's files, Salem.) Pete Bond showed slides consisting of aerial photos of the beach.

Ms. Eads reported that the border information centers have ended the 1982 season with tourist counts that are even with last years. She said over 240,251 tourists were aided by the centers' staff.

Ms. Eads also said that the Travel Information Section was getting very good response so far from the 23,000 questionnaires that were sent out to people who responded to the State's advertising campaign (magazine, newspapers, and television ads).

Mr. Bob Hamilton, Permit Manager, gave a brief history of Oregon's modular and mobile home regulations. He said along with the growth of the mobile and modular home industry in Oregon, there has been a corresponding increase in the size of the units. He mentioned that with the increase in the size of the units, industry representatives are requesting that the permitted width of the units to be transported over Oregon's highways be increased. The permitted width in Oregon now is not to exceed 14 feet. He presented a chart of the Western States and explained the differences between Oregon and the other States. He said that with the frequent requests to exceed the 14-foot maximum width, along with the present economic condition, the State is reviewing its position and attempting to decide if a change in the rule should be made to permit wider loads.

Sam Sarich, President of Far West Modular Homes, Inc., Jefferson, presented a "Petition to Amend OAR 734-75-010(2)" to permit the transportation of overdimensional modular buildings not

to exceed 16 feet. (Copy on file in Commission's files, Salem.) He said his company has been awarded contracts for the manufacture of 16-foot modular homes to be erected in Alaska. These units would be manufactured at Jefferson and shipped to Seattle for barge shipment to Alaska which cannot be accomplished in Oregon because of the maximum width provision of 14-foot. Transportation of 16-foot wide modular units are permitted over I-5 in the State of Washington. He said this extension would not pose additional danger to the users of the highways or damage to the highway itself and would provide uniform width between the two States.

The Commission instructed the staff to investigate mobile home and modular unit regulations in the States of Washington and Idaho to see what is best for the economy and for the highways in Oregon. The Commission also discussed the adoption of a temporary rule to be in effect for 180 days. Mr. Sollis said since the modular units are ready to ship this could justify a temporary rule. He commented this could be done at a telephonic Commission meeting or the Commission could give him the authority to amend the rule from 14 feet to 16 feet for the movement of modular units and the temporary rule could be adopted today. The Commission unanimously granted the Chief Counsel this authority and adopted the temporary rule amending the administrative rule from 14 feet to 16 feet for the movement of modular units over highways on "low boy" or "flat bed" trailers. This amended OAR 734-75-010 and Table 1 to 734-75-035(2). ("Permit Rule No. 32G" on file in Commission's files, Salem. This rule was filed with the Secretary of State on November 22, 1982, and effective that date. The rule will be published in the Secretary of State's Administrative Rule Bulletin on December 15, 1982.)

A delegation was present from the City of Salem consisting of John Shirley, Councilman, and Russ Abolt, Assistant City Manager; and from Marion County consisting of Gary Heer, Chairman, Board of County Commissioners.

John Shirley read the following letter requesting the redesignation of State Highway 99E and for participation by the State in the funding of Mission and South Commercial Streets:

(SEE NEXT PAGE FOR LETTER)

"The redesignation of State Highway 99E has been an issue pending well before the current construction of the Salem Parkway, along the corridor originally designated for the Interstate 305 Spur. With the construction of not only the Parkway, but also the Liberty-Commercial Couplet tying to Front Street, and the Pringle Parkway, intra and interstate traffic will be channeled through Salem, from the soon to be constructed Chemawa Interchange down to 12th and Mission Streets. This makes it vital to complete the Mission Street Project, which will extend the improvement all the way to the current widening of Mission Street Highway 22 at 25th Street. Mission Street completes the last leg of this major arterial that is far superior to the current designation of Highway 99E, along Portland Road.

In addition, the alignment of 99E along South Commercial, in affect, has a major state highway serving as a primary arterial through South Salem. From the standpoint of intra and interstate traffic, a better alignment and designation of State Highway would be the extension of Mission Street to its current interchange with Interstate 5. This would then allow Highway 99E to be redesignated in a route that would tie in the Chemawa Interchange to the Mission Street Interchange of Interstate 5, by following the above mentioned route.

This redesignation is acceptable to the City of Salem, with the understanding that the State of Oregon would participate in the funding of the Mission Street Project currently authorized under the Interstate Transfer Program, and further that another similarly funded project, that being South Commercial would also have the State participation. Specifically, the City proposes to provide 50 percent of the local share for the Mission Street Project, up to \$1.5 million. South Commercial is currently on the State Highway System. It is our understanding that without the approximate \$2.5 million improvement of the northerly section of South Commercial, from Superior to Vista, that in the near future, the State would pay a substantial amount of money in maintenance and rejuvenation of this roadway. In fact, the amount of money to be spent on maintenance is greater than the local share required to reconstruct South Commercial with Federal Aid Transfer money. Salem requests the State to provide all of the local match for South Commercial now estimated at about \$400,000.

All and all, we are asking for approximately \$2 million in meeting local match responsibilities for both Mission and South Commercial. The City, then would assume a net increase in roadway and signal maintenance, after the phased redesignation of route 99E, of in excess of five more miles of streets. These are essentially older sections of streets. The State for its financial participation and redesignation of 99E would be picking up newly constructed streets with the attendant benefits.

In summary, the City proposes an agreement be drawn that would accomplish the foregoing, allowing redesignation of Highway 99E, and assuring the financial participation of State Highway for the local share of both Mission Street and South Commercial."

Gary Heer said the Marion County Board of Commissioners is unanimous in its support and selection of Mission Street-Commercial Street as the next two priority projects within Salem. He said they are also in full support of Councilman Shirley's comments.

A delegation was present from the South Central Association of Neighbors consisting of Evelyn Ferris and Les Ruark.

Evelyn Ferris said that the Neighborhood Association felt that the project has an impact on the area west of 12th Street and read a letter which asked the Commission for the following action: (Letter on file in Commission's files, Salem.)

- 1) Support the City of Salem's request that State Highway 22 be relocated west of I-5 by following Mission Street to 13th Street, divert north on 13th Street, connect with the existing Pringle Parkway,

(continued on next page)

tie-in to the existing Front Street Bypass, and complete the connection with the two existing Willamette River Bridges that now carry the Highway 22 traffic.

2) Require the City of Salem to modify its design of the Mission Street Improvement Alternative II, Revised, so that Highway 22 exit off Mission Street at 13th Street must consist of two full-service striped lanes of traffic (not one as proposed) in order to qualify for State Highway Funds for this project.

3) The Salem City Council be directed to authorize consultants to expand the scope of the Environmental Impact Statement to include the Mission Street corridor west of 12th Street to Commercial Street, as well as intersecting streets, just as it has done for the 17th Street corridor.

4) Acknowledge the previous comprehensive bridge study and its conclusions about the Mission Street bridge site feasibility.

Les Ruark read a letter (copy on file in Commission's files, Salem) and requested the following:

1. That the redesignation connect Mission St. (from 25th St. west) directly to the Pringle Parkway and subsequently to the newly constructed Front St. Bypass;
2. That the redesignation require the City of Salem to re-design the ramps connecting Mission St. to the Pringle Parkway (as shown in the city-approved design, Alt. II revised) so that they carry two (2) lanes of traffic rather than just the one lane they are now designed to carry;
3. That the redesignation require the City of Salem to reduce the size of the 12th and Mission Sts. intersection under Alt. II revised, providing right-of-way for not more than two (2) westbound lanes of traffic (including a left-turn option) at the northeast corner of this intersection;
4. That the redesignation require the City of Salem to include in the Environmental Impact Statement (EIS) for the Mission Street Improvement project, a study of impacts west of 12th St. (Mission and intersecting streets from 12th to the Willamette river), and;
5. That the redesignation require the City of Salem to include in the EIS for the Mission Street improvement project, an acknowledgement of its comprehensive bridge study completed a few years ago, which concludes that a bridge crossing the Willamette river from Mission St. is not one of the most feasible bridges to build.

Lloyd Chapman of Salem inquired if the redesignation is being contemplated for Mission Street (Highway 22). Mr. Coulter outlined the proposed redesignation. Mr. Chapman felt it would be appropriate for the Commission to delay their decision until the Final Environmental Impact Statement is completed.

The Commission unanimously approved the concept as presented by the City, subject to the condition that further study be given to the Highway 22 exit off Mission Street at 13th Street to determine whether it should be one or two lanes.

Mr. Coulter said at the Commission's request from the October meeting, he had prepared a highway system needs report showing what increases in the gas tax could do for the highway program. He told the Commission that 50% of the highway system is in poor to very poor condition and that an annual program to maintain the highway system in its present condition would cost an estimated \$253 million. He said if the system were to be enhanced, the sum would come to \$390 million. He continued it would require an additional \$52 million above the present program level to maintain the system in its present status, or if the enhancement program were undertaken, the additional annual investment necessary would be \$189 million. He presented charts with the following information:

HIGHWAY NEEDS
1983-1993
1982 DOLLARS
(Millions of Dollars)

	10-Year Needs		Annual Needs		Six-Year Program Annual Rate
	Maintain Present Condition	Enhanced Condition	Maintain Present Condition	Enhanced Condition	
Preservation					
Pavement	600	910	60	91	22
Bridges	180	210	18	21	11 ^{3/}
Operations & Safety	170	220	17	22	10
Non-Interstate Modernization ^{4/}	180 ^{1/}	960	18 ^{1/}	96	18
Interstate Completion ^{5/} Modernization	310 <u>170 ^{1/}</u>	310 <u>280</u>	40 <u>17 ^{1/}</u>	40 <u>28</u>	40 <u>17</u>
Construction Total	1,610	2,890	170	298	118
Maintenance			<u>83 ^{2/}</u>	<u>92</u>	<u>83</u>
Total			253	390	201

- ^{1/} Six-Year Program Level.
^{2/} 1983-85 Agency Budget Request.
^{3/} Excludes Center Street Bridge in Salem.
^{4/} Includes Interstate Transfer on State Highways.
^{5/} Eight-Year Program.

(continued on next page)

HIGHWAY PROGRAM COMPARISON
TO NEEDS
(Millions of Dollars)

	Annual Needs		Six-Year Program		
	Maintain Present Condition	Enhanced Condition	Annual Rate	Annual Shortfall To Maintain Present Condition	Enhance Condition
Construction	170	298	118	57	180
Maintenance	83	92	83	--	9
Total	253	390	201	52	189

MAJOR POINTS

1. An increase of 1 cent in the gas tax and a proportional increase in the weight/mile tax will provide \$19 million for the highway fund and \$13 million for the Highway Division.
2. With no inflation, a 4 cent gas tax increase is needed to Maintain Present Condition.
3. With no inflation, a 16 cent gas tax increase is needed to Enhance Condition.
4. 70% of construction needs is for the Non-Interstate Highways.
5. A 1 cent gas tax increase every two years offsets inflation at 6% per year.

PROPOSALS FOR ENHANCED PROGRAM

1 cent gas tax will:

Offset 2 years of 6% inflation

With no inflation it will provide:

A slight increase in maintenance and in preservation.

2 cent gas tax will:

Offset 4 years of 6% inflation

With no inflation it will provide:

About half the improved maintenance need and one-third of construction needs to maintain present condition.

5 cent gas tax will:

Offset 9 years of 6% inflation

With no inflation it will provide:

The improved maintenance needs, over half the construction needs to maintain present condition, and some modernization of existing highways.

Gus Beuker representing the Oregon Highway Users Federation stated that an increase in revenue was needed and that increase should be in the form of a gas tax and weight mile tax increase rather than an excise tax, increase in registration fees, etc.

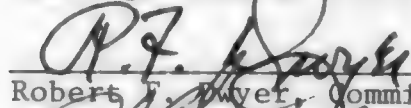
Noel Klein of the League of Oregon Cities stated that two resolutions were passed at their recent convention relating to transportation financing. One related to the proposed Federal 5-cent gas tax increase and the other one requested the Legislature to pass a State-wide tax and to hold off on any local option. He said their Association supported the need for an increase in the gas tax.

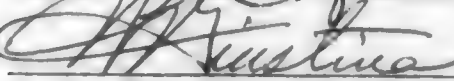
The Chairman stated that the Commission agreed that an increase in the revenue is necessary but, at the present time, cannot recommend the amount or kind of increase. He said, however, it will have to be defined later for the Legislature.


Mr. Coulter said he had sent out to the Commission a status report on the 1982-87 Six-Year Highway Improvement Program. He said the report reflects work contracted to date, projects added through Commission action or by delegated authority, work presently planned for Fiscal Year 1983 and projects being worked on to utilize an increase in the Federal-aid Program similar to that proposed in bills introduced in the 97th Congress. The Commission told him to proceed along the lines presented in the Program.


Mr. L. E. George, Traffic Engineer, gave a status report on the plan to install tourist-oriented directional signs (including cultural and historical signs) along primary and secondary highways. He said they are working with the Federal Highway Administration to start a new signing program on an experimental basis which should benefit the tourist industry in the State. He said he is presently preparing a set of rules to determine what businesses will be permitted to participate in the program; establish a criteria for applying for the signs, determine standards; and establish fees. When the draft rules are determined, they will be presented at a public hearing. He handed to the Commission a brochure entitled "The Many Signs of Oregon" which will be handed out at the hearing. (Copy on file in Commission's files, Salem.) He said this is the first time that this program has been tried in the United States. Commission action will be required at a later date.


There being no further business to consider, the meeting was adjourned at 12:40 p.m.


Robert F. Dwyer, Commissioner


N. B. Giustina, Commissioner


Robert W. Gormsen, Manager
Commission Services


Anthony Yturri, Chairman


Tom Walsh, Vice Chairman

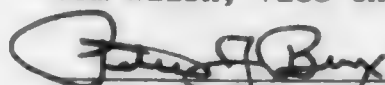

Peter J. Brix, Commissioner

EXHIBIT A
MINUTES OF 11-16-82

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51304	Shields, Garry H. and Irene I.	\$ 650.00
52015	Mart Pennie Sign Company	1,625.00
52053	Mart Pennie Sign Company	2,785.00
52060	Mart Pennie Sign Company	1,050.00
52103	Molenaar, J. N. & Gates, Kevin	17,500.00
52707	Timber Service Company	3,800.00
	Six Transactions	\$ 27,410.00

- (2) Letter form agreement with the City of Newport which allows the State to use certain city streets as a portion of the routing for the Oregon Coast Bike Route.

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 12 day of October, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

H. S. Gault
STATE HIGHWAY ENGINEER

Date 10/7/82

EXHIBIT A
MINUTES OF 11-16-82

TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50691	Lee, Keneth and Kathryn, U. S. Creditcorp	\$ 5,300.00
52074	Vista Corporation	4,950.00
52901	Goulet, David and Linda	2,000.00
52960	Jones, Floyd C.	1,000.00
	4 Transactions	\$ 13,250.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 20 day of October, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
Date 10/15/82

EXHIBIT A
MINUTES OF 11-16-82

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following agreements and report this action for your official records: (All four agreements approved October 11, 1982)

- 1) Supplemental agreement with Union Pacific Railroad Company to ODOT Agreement No. RR 1043 dated September 15, 1980. This agreement gives the State the right to construct overcrossings at Holladay Street, 42nd Avenue and 43rd Avenue. It also outlines the work to be done by the Railroad. The estimated cost of the work to be performed by the Railroad is \$1,063,449. RR 1043
- 2) Supplemental agreement with Union Pacific Railroad Company and City of Portland covering construction of temporary overcrossing and alteration of existing overcrossing at NE 39th Avenue. This modifies an agreement with the Railroad dated December 19, 1955. RR 1043
- 3) Supplemental agreement with Union Pacific Railroad Company and City of Portland covering construction of the Banfield Freeway between NE 42nd and NE 92nd Avenue. This agreement modifies a prior agreement dated December 16, 1953. This agreement authorizes the State to construct a new permanent structure at NE 47th Avenue and to build a temporary detour structure at NE 47th Avenue. RR 1043
- 4) Agreement with Union Pacific Railroad Company covering construction of temporary overcrossings. This agreement authorizes the State to construct temporary detour structures at NE 21st, NE 33rd Avenue, NE Sandy, NE 60th, NE Halsey and NE 82nd Avenue. RR 1043

Dated this 20 day of October, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
H. S. Cullen
STATE HIGHWAY ENGINEER
Date 10/15/82

EXHIBIT A

TO: Oregon Transportation Commission MINUTES OF 11-16-82
 SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51314	Robert F. Moreland et al	\$ 65,000.00
51643	Eagles View Management Co., Inc.	2,100.00
	2 Transactions	\$ 67,100.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 25 day of October, 1982

Anthony Yturri
 Anthony Yturri, Chairman
 Oregon Transportation Commission

APPROVED

EAH
 STATE HIGHWAY ENGINEER

Date 10-22-82

EXHIBIT A
MINUTES OF 11-16-82

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right
of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51402	Dolan, Alene	\$ 104,400.00
52022	Thornfeldt, Paul R. and Zaneeta	6,550.00
52918	Cradit, Mary M.	7,150.00
	3 Transactions	\$ 118,100.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 3 day of November, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

E. J. Hunter
STATE HIGHWAY ENGINEER

Date 10-29-82

EXHIBIT B
MINUTES OF 11-16-82

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Action Taken Under Delegated
Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following agreement and report this action for your official records:

On October 5, 1982, approved Supplemental Agreement No. 3 to the Phase III agreement with Multnomah County covering the Justice Center. This agreement portrays the budget for the transition team operations, first phase.

Dated this 5 day of Nov., 1982

Tom Walsh
Tom Walsh, Vice Chairman
Oregon Transportation Commission

APPROVED
H. S. Ouellette
STATE HIGHWAY ENGINEER
Date 11/3/82

EXHIBIT C
MINUTES OF 11-16-82

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report them for your official records:

- 1) Approved agreement between the Oregon Department of Transportation and the Oregon State Correctional Institution which releases the Department of Transportation from all liability for damage or injury done or sustained by an inmate while being transported to or from an Oregon Department of Transportation worksite or while operating any Department of Transportation vehicle (Bear Flat Forest Camp, Klamath County). (Approved September 20, 1982)
- 2) Signed letter of agreement with Data Systems Division, State Executive Department, which extends the loan of Owen Okel through October 31, 1983, for the purpose of implementing the Highway Division Financial Management System.

Dated this 5th day of November 1982

Fred D. Miller
Fred D. Miller, Director

fn

EXHIBIT D
MINUTES OF 11-16-82

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report of Action Taken Under Delegated Authority

On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

- 1) Traffic signal installation at Clackamas Town Center on FAU 9713 and 9718 (Cascade Hwy. N. and Sunnyside Rd.), Clackamas County. Bids received September 23, 1982. Contract No. 9545 awarded on October 12, 1982, to Hamilton Electric, Inc., Eugene, at \$79,865.
- 2) Work on N.W. 14th Ave.-N.W. 26th Ave. (Portland) Section of N.W. Front Avenue, Multnomah County. Bids received on September 23, 1982. Contract No. 9550 awarded October 12, 1982, to R. A. Hatch Co., Bend, at \$2,256,735 (Alternate A).
- 3) Work on Powell Valley Road-S.E. Division St. Section, FAU 9901 (S.E. 182nd Ave.), Multnomah County. Bids received September 23, 1982. Contract No. 9551 awarded October 20, 1982, to Oregon Asphaltic Paving Co., Portland, at \$1,042,130.20.
- 4) Traffic signal installation on Oregon Coast Highway at 22nd St. in Reedsport, Douglas County. Bids received on October 28, 1982. Contract No. 9554 awarded November 2, 1982, to Sims Electric, Inc., Roseburg, at \$42,921.
- 5) Traffic signal installation on Crater Lake Highway at Antelope Road in White City, Jackson County. Bids received October 28, 1982. Contract No. 9555 awarded November 2, 1982, to Sims Electric of Medford, Inc., Medford, at \$61,163.50.
- 6) Work on N. Fork Ash Creek Bridge on Gun Club Road in Independence, Polk County. Bids received October 28, 1982. Contract No. 9561 awarded November 3, 1982, to Steve Pyles Gen. Contr., Inc., Salem, at \$57,893.96 (Alternate A).
- 7) Work on Hermiston-Old Oregon Trail Section of Hermiston Highway in Umatilla County. Bids received October 28, 1982. Contract No. 9562 awarded November 2, 1982, to Baker Redi-Mix, Inc., Baker, at \$865,797.
- 8) Coast Feeder Raised Pavement Marking Project in various counties. Bids received on October 28, 1982. Contract No. 9565 awarded November 2, 1982, to Swanston Equipment Company, Fargo, North Dakota, at \$448,843.48.

Dated this 5 day of November, 1982

H. S. Coulter
H. S. Coulter, State Highway Engineer

- 4877 -

11-4-82

D

TO: Oregon Transportation Commission MINUTES OF 11-16-82

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On October 11, 1982, approved a personal service contract with RCS Management, Inc., for preparation and submission of a zone change application, representation of Highway Division at Planning Commission meetings and Medford City Council Hearings on zone changes from October 15, 1982, to January 30, 1983. Estimated cost \$1,000. (Agreement was not finalized. See approval of new agreement dated 11-29-82 in December minutes.)
- 2) On October 20, 1982, approved a personal service contract with Bolton Enterprises for the production of a sound/slide audio visual program for use by the Employee Development Section on preventive maintenance of the chain saw. Cost \$1,889. Period of contract: Oct. 20, 1982, through December 30, 1982.
- 3) On October 20, 1982, approved a personal service contract with Bolton Enterprises for the production of a sound/slide audio visual program for the Weighmaster Section. The program is intended for use as a presentation to the Legislature for the next biennium, as a public information program to be aired on OEPBS TV and as a training aid to help in training new weighmasters. Cost \$3,270. Period of contract: October 15, 1982, through December 31, 1982.
- 4) On October 18, 1982, approved a cooperative agreement between the National Oceanic and Atmospheric Administration for a geodetic control program. Total cost shall not exceed \$2,500 annually. Term of agreement: October 1, 1982, through September 30, 1983.
- 5) On October 19, 1982, established a 40 MPH at the Davies Overcrossing from MP 49.17 to MP 49.78 on the Sunset Highway in Washington County. Construction speed zone to be in effect for the duration of the bridge remodeling work.

Dated this 5 day of November, 1982


H. S. Coulter, State Highway Engineer
- 4878 -

EXHIBIT D

11-16-82

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 7 Project NW 14th Ave.-NW 26th Ave. (Portland) Section
Type of Work Grading, Paving & Signals (Contract No. 9550)
County Multnomah Highway City Street
No. of Bidders 5 Low Bidder R. A. Hatch Co., Bend
"A" 2,256,735.00
Low Bid \$

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the City of Portland and the FHWA and the sum of \$314,930.00 is deposited by the City.

2nd Bidder: Cascade Construction Co., Inc.	\$2,447,257.00
3rd Bidder: K. F. Jacobsen & Co., Inc.	\$2,625,994.65

On October 11, 1982, concurred with the City of Portland's recommendation to accept Alternate 1 in the amount of \$2,256,735 for the above project. (Bid opening September 23, 1982) This changes the earlier recommendation of accepting Alternate A and B in the amount of \$2,571,195.

Dated this 14 day of October 1982

H. S. Coulter
H. S. Coulter, State Highway Engineer

See Page 4846

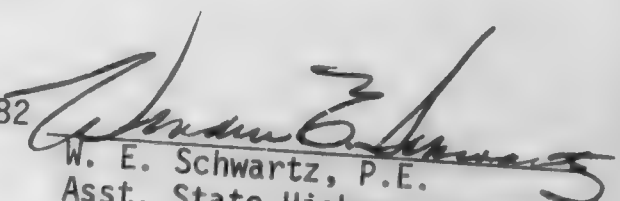
EXHIBIT E
MINUTES OF 11-16-82

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under delegated authority, the following contracts were accepted as being completed according to specifications:

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Coral Const. Co. No. 9416	Curry County Pavement Marking Project No. 2 Curry County	October 12, 1982
W. R. Grasle Co. No. 9349	NW Cornell Rd. @ NW Barnes and Saltzman Roads Washington County	October 13, 1982
Ajax Electric Co., Inc. No. 9309	Oswego Hwy. @ Cedaroak Dr. & Hidden Springs Rd. (West Linn) Clackamas County	October 13, 1982
Linnco Electric Co. No. 9179	4th St. @ "E" & "F" Sts. (Grants Pass) Josephine County	October 27, 1982
Eterna-Line Corp. No. 9341	Benton County Pavement Marking Project No. 2 Benton County	October 27, 1982

November 3, 1982


W. E. Schwartz, P.E.
Asst. State Highway Engineer

MINUTES OF F 11-16-82

COM 4

November 4, 1982

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

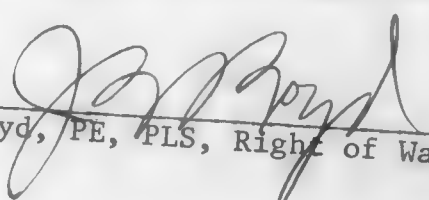
Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Sale of 50.9 acres excess property on the Albany-Judkins Point Section of the Pacific Highway in Linn County for a minimum consideration of \$75,000. Approved September 10, 1982. Key file 25667 (23-43)
- (2) Sale of 0.05 acre excess property on the Clear Lake-Coos County Line Section of the Oregon Coast Highway in Coos County for a minimum consideration of \$800. Approved September 14, 1982. File 18712 (23-43)
- (3) Sale of 3.16 acres excess property on the Salmon Creek Section of the Willamette Highway in Lane County for a minimum consideration of \$17,000. Approved June 18, 1982 and reported in July as 0.36 acre. File 15000 (23-43)
- (4) Grant of Easement to the U.S. Forest Service over excess property on the Cascade Locks By-Pass Section of the Columbia River Highway in Hood River County for the Pacific Crest Trail. Approved August 18, 1982. Key files 27450L 3462, 27453 (23-43)
- (5) Supplemental R/W Services Agreement with Jackson County for the Medford-Jackson County Airport in Jackson County. Approved August 18, 1982. Agr. 51. Misc. C & A 5707. (23-45)
- (6) Right of Entry Agreement with Southern Pacific Transportation Company for the Chemawa Interchange Section of the Salem Parkway in Marion County. Approved September 20, 1982. RR 1109. (23-50)
- (7) Sale of 1.74 acres excess property on the Powder River Section of the Whitney Highway in Baker County for a minimum consideration of \$525. Approved September 24, 1982. File 30767, 51264. (23-43)
- (8) Sale of 0.44 acres excess property on the Seal Rock Section of the Oregon Coast Highway in Lincoln County for a minimum consideration of \$10,100, reduced from the \$13,300 approved September 4, 1981 for an area of 0.58 acre as file 10197. Approved September 24, 1982. File 10917. (23-43)
- (9) Sale of 0.03 acre excess property in the Washburn-North Plains Section of the Wilson River Highway in Washington County for a minimum consideration of \$750. Approved October 1, 1982. File 19822L 2047. (23-43)

EXHIBIT F
MINUTES OF 11-16-82

- (10) Construction Agreement with Southern Pacific Transportation Company for the Chemawa Road Grade Crossing of the Salem Parkway in Marion County. Approved October 4, 1982. RR1109 (23-50)
- (11) Right of Way Services Agreement with Marion County and the City of Salem for the Southern Pacific Railroad-Portland Road Section of Chemawa Road in Marion County. Approved August 10, 1982. Misc. C & A 7696. Agr. 212. (23-45)
- (12) Release of an 0.8 acre slope easement excess to Highway needs on the Klamath Falls West Side By-Pass Section of The Dalles-California Highway in Klamath County. Approved November 3, 1982. File 23143L 3147. (23-43)
- (13) Service contract with Union Pacific Railroad for installation of grade crossing protection devices at Vandecar Road in Baker County. Approved November 1, 1982. RR 1111. (23-50)

Dated this 4 day of November, 1982



J. B. Boyd, PE, PLS, Right of Way Manager

JBB:lm

EXHIBIT F
MINUTES OF 11-16-82

COM 4

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

EAST PORTLAND FREEWAY-ROCK CREEK CORNER SECTION, CLACKAMAS
HIGHWAY - CLACKAMAS COUNTY

R-51403 - Ronald O. Franzke et al. Parcel 1: 1.12 acres for right of way purposes. Parcel 2: 1,150 square feet including its use for a connection to S.E. 142nd Avenue. Offer \$33,575.00.

R-51511 - Ray A. Schoppert et al. Parcel 1: 0.19 acre; Parcel 2: 0.23 acre; Parcel 3: 0.33 acre; and Parcel 4: 0.36 acre, all for right of way purposes; Parcel 5: 0.26 acre for a construction permit. Offer \$39,000.00.

MYSTIC CREEK-CAMAS VALLEY UNIT, MYSTIC CREEK-MUNS CREEK SECTION,
COOS BAY-ROSEBURG HIGHWAY - DOUGLAS COUNTY

R-50698 - Beulah B. Burton. 0.25 acre for right of way purposes. Offer \$2,450.00.

S.W. PARK BLVD.-AIRPORTWAY (ONTARIO) SECTION, OLDS FERRY-ONTARIO
HIGHWAY - MALHEUR COUNTY

R-52034 - Robert W. Schroeder et al. Parcel 1: 1,290 square feet for right of way purposes. Parcel 2: 645 square feet for a temporary easement. Offer \$8,500.00.

R-52060 - Robert E. Sullivan et al. Parcel 1: 829 square feet for right of way purposes. Parcel 2: 415 square feet for a permanent easement. Offer \$21,675.00.

R-52062 - Bill C. Kanrich et al. Parcel 1: 2,500 square feet for right of way purposes. Parcel 2: 1,250 square feet for a permanent easement. Offer \$41,000.00.

R-52068 - Kenji Yaguchi et al. Parcel 1: 1,480 square feet for right of way purposes. Parcel 2: 753 square feet for a permanent easement for slopes, telephone, power line, gas, television, water, and illumination sewer facilities. Offer \$17,050.00.

R-52069 - Art's Service, Inc. et al. Parcel 1: 1,375 square feet for right of way purposes. Parcel 2: 688 square feet for a temporary easement. Offer \$9,575.00.

(OVER)

Report of 19 Offers Tendered for October 5, 1982
- 4883 -

R-52070 - Harold Duncan et al. Parcel 1: 1,375 square feet; Parcel 2: 13 square feet, both for right of way purposes. Parcel 3: 675 square feet for a temporary easement. Offer \$11,250.00.

R-52072 - Bernard C. Seiler et al. Parcel 1: 1,375 square feet; Parcel 2: 75 square feet, both for right of way purposes. Parcel 3: 632 square feet for a temporary easement. Offer \$15,500.00.

R-52073 - Mary H. Moore et al. Parcel 1: 2,248 square feet; Parcel 2: 75 square feet, both for right of way purposes. Parcel 3: 1,068 square feet for a permanent easement for a retaining wall. Offer \$20,750.00.

R-52074 - Paul T. Moore et al. Parcel 1: 5,750 square feet for right of way purposes. Parcel 2: 2,875 square feet for a temporary easement. Offer \$89,895.00.

R-52076 - Mark J. Throop et al. Parcel 1: 1,250 square feet for right of way purposes. Parcel 2: 625 square feet for a temporary easement. Offer \$33,685.00.

R-52078 - Kenneth A. Johnson et al. Parcel 1: 1,500 square feet for right of way purposes. Parcel 2: 750 square feet for a temporary easement. Offer \$12,385.00.

R-52079 - Lawrence H. Jones et al. Parcel 1: 1,000 square feet for right of way purposes. Parcel 2: 450 square feet for a temporary easement. Offer \$14,800.00.

R-52095 - C. H. M. Development Co. et al. Parcel 1: 1,000 square feet for right of way purposes. Parcel 2: 500 square feet for a permanent easement. Offer \$8,700.00.

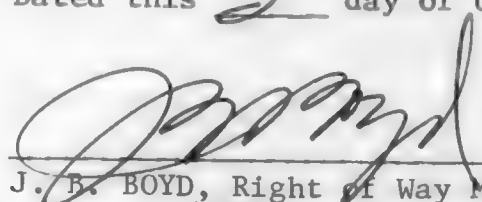
R-52099 - Gwen Loveridge et al. Parcel 1: 338 square feet for right of way purposes. Parcel 2: 375 square feet for a permanent easement. Parcel 3: 560 square feet for a construction permit. Offer \$4,900.00.

R-52895 - Gary E. Wood et al. Parcel 1: 1,750 square feet; Parcel 2: 113 square feet, both for right of way purposes. Parcel 3: 812 square feet for a temporary easement. Offer \$18,375.00.

WILBER SECTION, OAKLAND-SHADY HIGHWAY - DOUGLAS COUNTY

R-52563 - Douglas County Farmers Co-op et al. 0.71 acre for right of way purposes. Offer \$14,550.00.

Dated this 5 day of October, 1982.


J. B. BOYD, Right of Way Manager
- 4884 -

11-16-82

COM 4

TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

MYSTIC CREEK-MUNS CREEK SECTION, COOS BAY-ROSEBURG HIGHWAY - DOUGLAS COUNTY

R-50702 - Clarence Smith et al. 4.86 acres for right of way purposes. Offer \$4,775.00.

19TH STREET-CAMP CREEK ROAD SECTION, MARCOLA COUNTY ROAD - LANE COUNTY

R-52474 - Emil Nedbalek et al. 1,786 square feet for a permanent easement. Offer \$425.00.

R-52476 - George R. Harlow et al. Parcel 1: 595 square feet; Parcel 2 - 395 square feet, both for a permanent easement. Offer \$1,500.00.

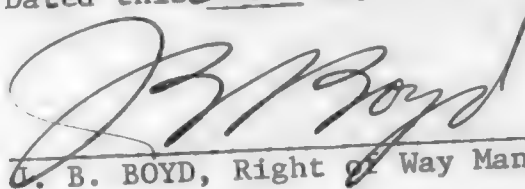
WILLAMETTE RIVER-I-205 (BANFIELD TRANSITWAY) SECTION, COLUMBIA RIVER HIGHWAY - MULTNOMAH COUNTY

R-51150 - Robert W. Marcum et al. Parcel 1: 0.36 acre for right of way purposes; Parcel 2: 0.03 acre for a permanent easement; Parcel 3: 0.03 acre; Parcel 4: 0.08 acre, both for a temporary easement. Offer \$480,000.00.

R-51151 - Sisters of Providence in Oregon et al. Parcel 1: 0.44 acre for right of way purposes. Parcel 2: 12,000 square feet for relocating N.E. Irving St.; Parcel 3: 0.09 acre for a permanent easement; Parcel 4: 0.12 acre; Parcel 5: 1,500 square feet, both for a temporary easement. Offer \$364,600.00.

R-51755 - Ivan Davis et al. 0.05 acre for right of way purposes including use for a connection to N.E. Halsey St. Offer \$18,000.00.

Dated this 28 day of October, 1982.



L. B. BOYD, Right of Way Manager

RE: Report of Offers Tendered - 6

- 4885 -

November 4, 1982

F
11-16-82

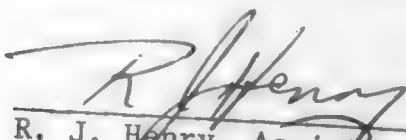
TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Assistant Right of Way Manager in the absence of the Right of Way Manager, (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Right of Way Services Agreement with Marion County for River Road North-Alder Drive N.E. Section of Cherry Avenue N.E. in Marion County. Approved September 22, 1982. Misc. C & A 7697. Agr. 211 (23-45)
- (2) Right of Way Services Agreement with Douglas County for the Cow Creek Dam in Douglas County. Approved October 8, 1982. Misc. C & A 7780. Agr. 213. (23-45)
- (3) Sale of 39.17 acres excess property on the Junction City-Airport Road Section of the Pacific Highway West in Lane County for a minimum consideration of \$63,500. Approval October 20, 1982. File 48561. (23-43)
- (4) Sale of 0.31 acres excess property on the Warren-Scappoose Section of the Columbia River Highway in Columbia County for a minimum consideration of \$2,325. Approved October 26, 1982. File 48734. (23-43)
- (5) Sale of 0.91 acre excess property on the John Day-Prairie City Section of the John Day Highway in Grant County for a trade for right of way for this section. Approval October 26, 1982. File 8157. (23-43)
- (6) Sale of 21,750 square feet excess property on the North Tigard-Hubbard-Interchange Section of the Pacific Highway in Clackamas County for a minimum consideration of \$1,000. Approved October 27, 1982. File 22382. (23-43)

Dated this 8 day of November, 1982.


R. J. Henry, Assistant Right of Way Manager

RJH:lm



MINUTES OF G 11-16-82

Department of Transportation

PARKS AND RECREATION DIVISION

525 TRADE STREET SE., SALEM, OREGON 97310

DATE: November 3, 1982

TO: Oregon Transportation Commission

SUBJECT: Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized the State Parks Administrator, or his designate, in an official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith, the Parks Administrator or his designate has approved the following actions and report them for your official records.

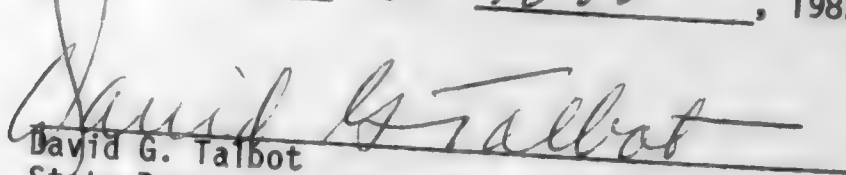
On 9/29/82, approved an agreement with Jerry Schultz for construction of a garage/storage facility on the Rogue River Scenic Waterway;

On 9/29/82, approved an agreement with Rolf Sommer for construction of a house within the Illinois River Scenic Waterway;

On 9/29/82, approved an agreement with Bernard Jackson for placement of three travel trailers within the Rogue River Scenic Waterway for exclusive use of employees of Cougar Lane Store;

On 10/1/82, approved an agreement with Richard and Jesse Bylund for farming use of 14.5 acres of the Willamette River Scenic Waterway in Benton County.

Dated this 2 day of Nov, 1982


David G. Talbot
State Parks Administrator

DGT/md

REPORT OF CASES FILED BY AND AGAINST THE DEPARTMENT OF TRANSPORTATION

L-8274 William D. Champion dba Bill's TV and Electronics vs. City of Portland, Defendant and third Party Plaintiff, vs. State of Oregon, Hamilton Construction Co., and Underwriters at Lloyd, third party Defendants. This is a lawsuit arising out of a highway construction contract in which Hamilton Construction Company was the contractor. The contractor was working for the Highway Division at the time of the alleged damage. The complaint alleges that the contractor blocked all means of ingress and egress from the plaintiff's place of business by the general public during the months of April, May, June and July, 1981, and damaged the plaintiff in the amount of \$12,500. The plaintiff originally sued the City of Portland who then brought in the Highway Division, the general contractor and the contractor's insurance company. The matter has been referred to the Attorney General's office for the defense of the State.

L-8275 City of Pendleton an Oregon Municipal Corporation vs. State of Oregon and Umatilla County. this is a lawsuit for interest on an assessment against the State of Oregon by the City of Pendleton through a local improvement district. The dispute arises over the fact that City of Pendleton did not bill the Highway Division for the final assessment under an ordinance in the amount of \$9,431.91 until 1981 and then charged \$1,090.10 interest as the bill was due in 1977. The Highway Division has refused to pay the interest on the basis they were never presented the bill for the assessment in the first place.

L-8276 This is a companion case to L-8275 involving the same circumstances only the amount sought is \$867.07. Both cases have been referred to the Attorney General's office for the defense of the State.

L-8278 Ingrid Rice vs. State of Oregon. This suit arises out of an accident that occurred on the 29th day of October, 1981 in Douglas County, in which the plaintiff alleges that the State Highway Division was negligent in not erecting proper signs warning of the sharp curves. Plaintiff's vehicle was damaged in the amount of \$1610.94. The matter has been referred to the Attorney General's office for the defense of the State.

L-8299 Tracie E. Ballard vs. State of Oregon Highway Division, et. al. This case arises out of an accident that happened on Highway 126, in Deschutes County, on April 22, 1981. The accident involved a private vehicle and a Highway Division truck that was involved sweeping debris from the State highway. The allegations of negligence cover raising a cloud of dust and failing to minimize it, failing to provide proper warnings, failure to provide flagmen and operating the dump truck at a speed substantially under the posted speed limit. The plaintiff is seeking \$77,142.05 in damages from the State. This matter has been referred to the Attorney General's office for the defense of the Highway Division personnel.

L-8300 Joel S. Aylor, personal representative of the estate of Lisa Marie Aylor, deceased vs. State of Oregon, Highway Division et al. This is a companion case to L-8299 and arises out of the same accident. The plaintiff was a passenger in the car driven by the plaintiff in the other case. The plaintiff in this case is seeking damages in the amount of \$250,508 from the State of Oregon. The matter has been referred to the Attorney General's office for the defense of the State.

L-8302 Ronald Don Warner and Sharon Warner, husband and wife, vs. State of Oregon and Cledus A. Perkins. This accident arises out of an accident that occurred on January 18, 1982 in Clackamas County and involved a collision between the vehicle driven by the plaintiff and the defendant, Cledus A. Perkins. The allegations of negligence against the State's driver are failure to remain proper control, failure to drive on the right side of the roadway and operating his vehicle at a speed greater than what was safe and prudent for the conditions then and there existing.

The plaintiff is seeking to recover the some of \$2,192.80 and \$2,000 attorney fees. The matter has been referred to the Attorney General's office for the defense of the State.

L-8305 Debra Rayes by Judith E. Rayes, her Guardian Ad Litem vs. State of Oregon, Highway Division, et. al. This is another companion case to L-8299 and the plaintiff was a passenger in the vehicle driven by the plaintiff in L-8299. The plaintiff in this case is seeking damages in the amount of \$163,537.14. The matter has been referred to the Attorney General's office for the defense of the State.

II
11-16-82

-
4888
-

L-8277 Sue B. Phillips vs. Irvin Willis Dewolfe and the State of Oregon. This case arises out of an accident that occurred in Jackson County on May 29, 1981 in which the plaintiff alleges that the defendant Irvin Willis Dewolfe, an employee of the Highway Division collided with her vehicle as a result of his negligent operation of his vehicle. The plaintiff is seeking \$75,168. The matter has been referred to the Attorney General's office for the defense of the State.

L-8271 Barbara Carlene Avery v. State of Oregon. This is a tort claim for recovery of personal injuries involved in a motorcycle accident in August of 1980 in Klamath County. The complaint alleges the Department's negligence in failure to repair a large hole in the highway or to place warning of this defect. The case will be handled by the Trial Division.

L-8273 Robert J. Calkins vs. TRKTRANS, Inc., and Charles Glenn Robbins vs. State of Oregon, Transportation Commission, Highway Division. This is a third-party complaint involving personal injuries from a motor vehicle accident in Clatsop County. The third-party complaint seeks indemnification from the State for any judgement for the personal injuries, alleging failure to sand and protect motorists from icy conditions. This case will be assigned and handled by the Trial Division.

L-8274 William D. Champion vs. City of Portland vs. State of Oregon, Hamilton Construction and Underwriters at Lloyd's. This suit brings the State into the action under a third-party complaint seeking indemnification and contribution from the State. The suit is brought for loss of business due to street and sidewalk construction being performed by Hamilton Construction Company under a contract with the Highway Division. The City of Portland was originally sued, and the City is attempting to bring the State, the contractor and its insurer into the action for indemnification. The case will be assigned to and handled by the Trial Division.

REPORT OF SETTLEMENT OR DISPOSITION OF CASES OTHER THAN CONDEMNATION

Plaintiff	Defendant	Cause of Action	Demand of Plaintiff
Dean Paukner	State	Personal Injuries/ Negligence	\$85,000 general damages \$3,000 special damages

L-7954
County: Multnomah
Disposed of by: Settled for \$15,000.

State	Vivian Schroeder	Mercury light pole	\$1,138.38
-------	------------------	--------------------	------------

L-8172
Highways: I-5th Thompson
County: Multnomah
Disposed of by: Paid in full. Case Dismissed

REPORT OF TRIAL OTHER CASES STATE DEFENDANT

Plaintiff	Cause of Action	Demands of Plaintiff	Verdict or Judgment
ARGO Investment Co.	Inverse Condemnation	\$100,000	For Defendant

L-7971
Attorney Fees: -
County: Marion
Court Costs: -

Pioneer Trust Co.	Inverse Condemnation	\$200,000	For Defendant
-------------------	----------------------	-----------	---------------

L-7972
Attorney Fees: -
County: Marion
Court Costs: -

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>	<u>Plaintiff</u>	<u>Cause of Action</u>	<u>Demands of Plaintiff</u>	<u>Verdict or Judgment</u>
State	H. P. Glenn	Disbursement of original deposit back to State.	Disbursement of original deposit back to State with interest.	Leona Boyles	Personal Injury	\$311,517.11	For Defendant

L-6484
 Section: LaGrande-North Powder
 Highway: Old Oregon Trail Highway
 County: Union

L-7967
 Attorney Fees: -
 County: Multnomah
 Remarks: Directed verdict for State

Court Costs: -

State	McKillip	Injunction to remove encroachment	Injunction to remove encroachment
-------	----------	-----------------------------------	-----------------------------------

L-8007
 Section: NE 69th & Halsey
 Highway: Banfield Freeway
 County: Multnomah
 Disposed of by: Under stipulation, defendants will pay plaintiff rent for small parcel and will remove encroachment under 180 days' notice when parcel is needed for further highway or street improvement. If defendant fails to do so, plaintiff can remove encroachment at defendant's expense.

REPORT OF TRIAL OTHER CASES STATE PLAINTIFF

<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>	<u>Verdict or Judgment</u>
William Potter	Guardrail	\$2,036.10	\$2,036.10 plus 9% interest

L-8070
 Attorney Fees: \$450.00
 County: Marion

Court Costs: \$75.00

<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>	<u>Verdict or Judgment</u>
Richard Holland	Guardrail	\$872.34	\$872.34 plus 9% interest
L-8058 Attorney Fees: \$265.00 Court Costs: \$77.50 County: Union			
Victoria Decker	Guardrail	\$835.23	\$835.23 plus 9% interest
L-8000 Attorney Fees: \$265.00 Court Costs: \$95.50 County: Washington			
Sherry Combs	Guardrail	\$318.58	\$318.58 plus 9% interest
L-8051 Attorney Fees: \$160.00 Court Costs: \$62.00 County: Linn			
Donald R. Schmidt, Jr.	Posts and barricades	\$208.88	\$208.88
L-8105 Attorney Fees: \$140.00 Court Costs: \$57.00 County: Douglas			
David Clevenger	Compound gate and fence	\$860.41	\$860.41 plus 9% interest
L-8104 Attorney Fees: \$265.00 Court Costs: \$54.75 County: Marion			

H
RECEIVED 11-16-82

<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>	<u>Verdict or Judgment</u>
Perry H. Nelson	Guardrail	\$1,609.71	\$1,609.71 plus 9% interest

L-8057
 Attorney Fees: \$390.00 Court Costs: \$33.50
 County: Marion

Travis Kinsley	Guardrail	\$519.51	\$519.51 plus 9% interest
-------------------	-----------	----------	---------------------------------

L-8020
 Attorney Fees: \$205.00 Court Costs: \$73.00
 County: Marion

Samuel Sundet	Concrete Roadway Asphalt Shoulder and Shrubs	\$8,619.47	\$3,000.00 plus 9% interest
------------------	--	------------	-----------------------------------

L-8052
 Attorney Fees: - Court Costs: -
 County: Marion

H
 11-16-82

11-16-82

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On OCTOBER 26, 1982, \$3,507,657.92 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of SEPTEMBER 19 82.

On OCTOBER 29, 1982, \$ 2,106,132.14 (12.17% of the Highway Fund) was distributed to the cities for the month of SEPTEMBER 19 82.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 27TH day of OCTOBER, 1982

V. E. Skoog

V. E. Skoog, Controller
Highway Division

Attachments

cc: Fred Miller
John Earley

MINUTES
of the
OREGON TRANSPORTATION COMMISSION MEETING
held on
December 14-15, 1982

December 14, 1982
Portland, Oregon

The Oregon Transportation Commission had dinner with the Washington Transportation Commission at 7 p.m., at the Thunderbird Inn (Hayden Island). Present were:

Washington Commission:

Jerry Overton, Chairman
Richard Odabashian, Vice Chairman
Robert L. Mikalson, Member
Vaughn Hubbard, Member
Pat Wanamaker, Member
Mrs. Bernice Stern, Member

Oregon Commission:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
Peter J. Brix, Member
Robert F. Dwyer, Member
N. B. Giustina, Member

Washington Staff:

Duane Berentson, Secretary of Transportation
Bill Korf, Deputy Secretary
Mrs. Lue Clarkson, Administrator, Transportation Commission
Tony Andreas, Assistant Secretary for Highways
Ron Bochstruck, Project Development Engineer
Bill Hamilton, Assistant Secretary for Aeronautics
Larry Steele, Administrator of Public Affairs Office
Jim Clemen, Assistant Secretary for Management Services
Dick Sorte, Assistant Secretary for Marine Transportation
Ed Ferguson, Administrator, District 4, Vancouver

Oregon Staff:

Fred Miller, Director
Larry Rulien, Assistant Director for Administration
George Bell, Assistant Director for Intergovernmental and
Public Affairs
Robert Gormsen, Manager, Commission Services
H. S. Coulter, State Highway Engineer
David Talbot, Administrator, Parks and Recreation Division
David Moomaw, Administrator, Motor Vehicles Division
Paul Burket, Administrator, Aeronautics Division
Dennis Moore, Administrator, Public Transit Division
Joe Christian, DOT Fiscal Officer
Ed Hardt, Metro Region Engineer

Larry Steele outlined the program for the Glenn L. Jackson Memorial (I-205) Bridge dedication which was set for noon the next day. Vice Chairman Walsh gave special recognition to Al Harwood, Project Engineer to the I-205 Bridge in Oregon. He thanked him and the Engineer responsible for the bridge from the State of Washington. He said this is the largest project ever constructed in Oregon, it was within the budget, and was completed before the time specified. Al Harwood showed slides of the bridge from its inception to completion. The dinner meeting adjourned at 9 p.m.

December 15, 1982
Portland, Oregon

The Oregon Transportation Commission held its regular monthly meeting in the Conference Room of the Glisan Street Office at 5821 N.E. Glisan Street, Portland, beginning at 9:30 a.m. Notice of the meeting had been made by press release to the newspapers of general and local circulation throughout the State. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
Peter Brix, Member
N. B. Giustina, Member
Robert F. Dwyer, Member
Dale Hormann, Assistant Attorney General
Fred D. Miller, Director of Transportation
George Bell, Assistant Director for Intergovernmental and
Public Affairs
Larry Rulien, Assistant Director for Administration
H. S. Coulter, State Highway Engineer
David Moomaw, Administrator of Motor Vehicles Division
Dennis Moore, Administrator of Public Transit Division
Paul Burket, Administrator of Aeronautics Division
David Talbot, Administrator of Parks and Recreation Division
Shirley Eads, State Travel Director
W. E. Schwartz, Assistant State Highway Engineer for Operations
E. S. Hunter, Assistant State Highway Engineer for Technical
Services
Robert Bothman, Assistant State Highway Engineer for
Administration
Ed Hardt, Region Metro Engineer
Joe Christian, DOT Fiscal Officer
Dale Wilken, Administrator, Federal Highway Administration
Robert W. Gormsen, Manager, Commission Services

There were other staff members present, including the news media.

The Commission unanimously approved all of the following items on the consent calendar, except item 8 which was discussed and approved later in the meeting (see page 4902):

- 1) Minutes of the Commission meeting of November 16, 1982.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2730" on file in Commission's files, Salem.)
- 3) Designated and undesignated the following locations as winter recreation parking areas requiring a parking permit (Sno-Park) between November 15 and April 30:

Undesignated:

Abernethy Road, Willamette Highway #18 (ORE58), milepost 61.43 left, Lane County. Due to completion of the nearby Gold Lake Sno-Park last season, this location is no longer required.

Designated:

Annie Creek, Crater Lake Highway #22 (ORE62), milepost 84.22 left, Klamath County. This parking lot being constructed by mostly volunteer snowmobile club personnel is nearing completion. Providing the surfacing is completed and stabilized sufficiently, the lot could be plowed this winter. Primary use will be for snowmobiling.

- 4) Adopted temporary rule amending OAR 734-20-105 granting authority to State Highway Engineer to approve freeway median crossovers on I-5 (Pacific Highway) in the area of the Siskiyou Mountains in situations where the criteria of OAR 735-20-105(1)-(4) may not be met. This amendment is needed to provide increased emergency vehicle access to freeway sections. "Administrative Rule No. 162A" on file in Commission's files, Salem. The temporary rule was filed with the Secretary of State on December 28, 1982, and effective that date. The rule will be published in the Secretary of State's Administrative Rule Bulletin on January 15, 1983.
- 5) A \$200,000 capital assistance grant to Basin Transit Service Transportation District for the design, purchase of land and the maintenance facility in Klamath Falls. The grant will commit \$160,000 of Federal Section 18 Funds and \$20,000 of State General Funds. The District will contribute the balance from its own funds. (The Administrator of Public Transit was granted authority to enter into the grant agreement with the District.)

(continued on next page)

- 6) Permission for Parks and Recreation Division to seek statutory authority to establish a revolving fund for a maximum amount of \$100,000. The fund would be used to compensate employees for salaries, travel expenses, relocation expenses and other work-related expenditures, and to pay for services, supplies and materials not to exceed \$300 for any transaction. The fund will leave no impact on the Parks Division 1983-85 budget. The purpose of the revolving fund is to make available, especially to managers in the field, a means of expediting small expenditures when speed is important. Presently, only the Accounting Section can write checks.
- 7) Authorized increases in project authorizations on the following contracts:
 - a) Contract No. 9413 for the Columbia River Bridge-S.E. Powell Boulevard Section, East Portland Freeway, Multnomah County, in the amount of \$27,833 (7.35% increase).
 - b) Contract No. 9483 for the Valley of the Rogue State Park; Suncrest and Siskiyou Rest Areas Section, Pacific Highway, Jackson County, in the amount of \$18,500 (23.1% increase).
- 8) Authorization to proceed with a Request for Proposal for consultant services to assist in the acquisition of a Computer Aided Drafting System. Three-month consultant estimated to cost \$25,000. (See page 4902 for further discussion.)

Written delegated authority reports had been mailed to the Commission prior to the meeting. These reports showed the action taken by the following officials on behalf of the Commission pursuant to its duly adopted delegation orders. (Exhibits are in the Commission's files, Salem.)

Chairman of Commission	Exhibit A
State Highway Engineer	Exhibit B
Assistant State Highway Engineer	Exhibit C
Right of Way Manager	Exhibit D
Chief Counsel	Exhibit E
Highway Controller	Exhibit F
Administrator of Motor Vehicles	Exhibit G

Mr. Miller reported briefly on the budget. He said most of the Department's budget appeals have been granted. He commented that the tourism budget had been moved to the Department of Economic Development.

Mr. Talbot recalled that a citizen's group had petitioned the State to close about 18 miles of the southcoast beach to vehicular use in Lane, Douglas and Coos Counties. He said, as a result, a Committee was formed of Vice Chairman Walsh, Director Miller and himself to study the problem. (See minutes of August 17, 1982, pages 4716 and 4717; September 29, 1982, pages 4778 and 4779; and November 16, 1982, page 4863 for previous reports.) The Committee's recommendations are as follows:

- 1) Status quo for the Siuslaw south jetty beach. This area is currently closed to vehicles May 1 through September, and open October 1 to April 30. To deal with the occasional short period of heavy pedestrian and ORV congestion in the winter, a day or weekend vehicle closure could be imposed. Vehicle use would be restored after the congestion subsides.
- 2) Year-round closure of the beach fronting the Siltcoos Estuary. This area is presently under temporary closure by Commission action of September 29, 1982.
- 3) Status quo for the beach from the southerly limit of the proposed Siltcoos Estuary closure south to Threemile Creek. Request that the State Land Board consider closure of the Tahkenitch Estuary to vehicle use. The Commission's actions would be to direct placement of signs on each side of the estuary stating vehicles prohibited in estuary while allowing vehicles to travel on the beach.
- 4) Year-round closure of the beach from the last parking lot below the Umpqua River south jetty southerly to the Spinreel ORV beach access, which is approximately 100 yards south of the Tenmile Creek Estuary.
- 5) Recommend to the Siuslaw National Forest that, in their land use planning process, consideration be given to vehicle closure of their dune lands between Heceta Beach and Lilly Lake north of the NRA. At that time, the State would consider a beach closure in the same area.

Mr. Talbot said the recommendations do not contain a specific law enforcement plan but the staff was actively investigating several options. Pete Bond handed to the Commission a map entitled "Oregon Dunes National Recreation Area" which outlined the proposed closures. (Copy of map on file in Commission's files, Salem.) Mr. Talbot said the Committee has recommended that about 5 miles of beach be closed. He described this as achieving a reasonable balance between the beach walker and the beach vehicle user. Mr. Talbot asked for approval of the proposed vehicle regulation plan and authority to proceed with

the rulemaking process. The Commission unanimously approved his request. Mr. Talbot said a law enforcement proposal hopefully will be ready at the same time the proposed vehicle regulations are considered for adoption following the hearing.

Mr. Miller gave a brief report on the status and implications of the proposed 5-cent Federal gas tax increase currently before Congress. He told the Commission that he and Mr. Coulter had attended a conference with other State Highway Administrators concerning this proposed gas tax increase and the consensus appeared that it was important to get the bill passed and not worry about the allocation of money between the States. He mentioned some of the issues are the Interstate Transfer Funds, truck taxes, State matching requirements, and one-cent going to Public Transit.

Mr. Coulter handed the Commission a one-page summary of the proposed Federal legislation impact on Oregon highways (5-cent gas tax increase). This summary showed in dollars the proposed impact on the different programs, such as FAI, 4R, Primary, Secondary, Urban, Safety, Forest Highway, etc. (Copy of summary on file in Commission's files, Salem.)

Mr. Coulter called on Mr. Bothman to discuss the operating fund cash balance and the cash flow.

Mr. Bothman said the operating fund bank balance at the end of November was \$43.4 million which was a drop of about \$10 million from a month earlier. He displayed graphs showing the projected revenues and the various expenditure alternatives shown in relation to the revenues. He said the original forecast for October 1983 showed \$184.2 million. The June 1982 forecast estimated \$172.6 million. The actual amount of revenue credited to the Highway Fund for the first 15 months of the biennium was \$177.6 million. He mentioned that there is a \$390 million construction program scheduled for FY 1983. He said under present conditions, some time in 1985 there would be no matching funds and the construction program would begin to wind-down. If the 5-cent gas tax is approved, he said the State funds would be depleted sooner than under the present arrangement.

Mr. Miller recalled that the Commission had asked for the staff to continue to develop alternatives on solving any air, noise and security problems on Rocky Butte Jail in connection with the opening of I-205. He said that either in January or February he hoped to have for the Commission's consideration a proposed design and a method to open up the freeway in March, 1983.

Mr. Miller said that Fred Klaboe, former Director of the Department of Transportation, had been named recipient of the 1982 Thomas H. MacDonald Award by the American Association of State Highway and Transportation Officials at its annual meeting in Orlando, Florida, on November 23. He said the award is named after the late Thomas H. MacDonald, an outstanding road builder and administrator, and is awarded on an annual basis to recognize achievements of the highest order in highway administration, engineering and research. Mr. Miller displayed the plaque which was given to Mr. Klaboe. The Chairman thanked Mr. Klaboe, who was present at the meeting, for his outstanding achievement and congratulated him on behalf of the entire Commission. He said this is one of the finest honors brought to him and to the State of Oregon.

The Commission set the next meeting date for Tuesday, January 18, 1983, in Salem. They tentatively set the following date for Tuesday, February 15, 1983, in Salem. In addition, they discussed a possible meeting in McMinnville in April and in Bend in the summer.

Mr. Miller said that Commissioner Dwyer had mailed to him a letter suggesting a change be made in Highway contracts for crushed aggregate. Mr. Miller handed copies of that letter to the Commission. (Copy of letter dated November 29, 1982, on file in Commission's files, Salem.) The Commission took the letter under advisement and will discuss it at a future meeting.

Mr. Moomaw requested approval to present a request to the Emergency Board for authority to purchase an office building located at 14250 S.W. Allen Boulevard in Beaverton. This purchase would replace space currently leased in a building located at 11240 S.W. Allen Boulevard in Beaverton. The purchase price of the property is estimated at \$300,000. Mr. Moomaw gave some background information on how leasing had been handled for a number of years. He said the Division presently leases office space in 61 buildings around the State for use as their field offices. He said they are presently spending about \$830,000 per year in lease costs for these facilities. He called on Harvey Ward, Deputy Administrator to give a lease vs. buy cost analysis for this specific piece of property.

Mr. Ward said the proposed site is larger, it has adequate parking and an adequate lobby space. He said the analysis taken indicated a buy decision.

The Commission discussed the question of lease vs. purchase. Commissioner Brix said he did not agree with the concept and seemed to favor leasing over purchase. Commissioner Giustina agreed. Commissioner Brix pointed out the constantly changing conditions, the

flexibilities, and the many uncertainties. He felt it was speculating to say it would save money over a ten or twenty year period. He said he would not have serious objection to this one particular item, but he would object to developing a real estate division.

Mr. Miller said this is a policy question which is presently under study and a report will be made to the Commission for a decision in the future.

After much debate, the Commission granted Mr. Moomaw's approval to appear before the Emergency Board for authority to purchase the property.

Ron Stover of the Southwest Development Company of McMinnville appeared before the Commission requesting permission to place a traffic signal on 99W (Pacific Highway West) at the consolidated intersection of Bi-Mart and the new Combs' Food Center in McMinnville, Yamhill County. He said the City of McMinnville had requested that the intersection be signalized. He gave the historical background of negotiations with the City, the State and his Development Company. He commented that the State had notified him that the signal was not warranted. He said he was present today for the Commission's help in getting this resolved. The Chairman said either Mr. Miller or Mr. Coulter would contact him.

By unanimous vote, the Commission approved a personal services agreement for consultant services to accomplish certain elements of the Aviation System Plan's Continuous Planning Program. The one-year agreement will not exceed \$50,000. The total cost of the planning project is \$109,625. Mr. Burket was also authorized to negotiate and execute the agreement.

Mr. Moore introduced Don MacDonald of the Tri-Met staff. Mr. MacDonald reported on the current status of their Banfield Light Rail Project. He said their maintenance facility is now about two-thirds complete and deliveries have begun on the track ties and steel rail. The rail vehicles will go into production in early January. He mentioned the right of way acquisition is 60% complete, including basic agreement with Portland Traction Company. He commented that coordination between ODOT and Tri-Met is very critical. He said the projected completion date for the entire project at this time is the end of 1985. The Chairman thanked him for his report. (Mr. Moore indicated there would be a report next month on the Highway Division activities on this project.)

Mr. Talbot said he would like to defer the item on the Deschutes River Scenic Waterway boater pass program until the next meeting.

Mr. Talbot said in response to public requests there are \$10 gift certificates available for camping in Oregon State Parks. They are selling quite well and he passed around a copy for the

Commission to see. Commissioner Giustina suggested that a termination date be included on the certificate.

Mr. Talbot mentioned that the State Parks Annual Reports had been mailed to the Commission on December 3, 1982, and he would be happy to answer any questions. Vice Chairman Walsh said they were very good reports.

Ms. Eads reported that she is working on the development of an in-state tourist promotion project and by next month she will be able to report more complete details.

Mr. Coulter told the Commission that Oregon had won a national contest provided by the Federal Highway Administration in cooperation with Keep America Beautiful, Inc. for its efforts in the anti-litter program. He said there was a banquet held recently in Washington, D.C., in which three young students had accepted the award for the Highway Division. He mentioned that Ed Grimes was very active in this program. John Earley presented the plaque to the Commission.

Mr. Coulter said one of the aspects of the proposed transportation bill (additional 5-cent gas tax) would be to improve the economy by the movement of goods by trucks. He said there will probably be a requirement that the states have more uniformity in their truck laws. He mentioned that about two years ago a hearing had been held to implement revised size and weight limitations but the rules were never adopted due to conflicts with Federal regulations existing at that time. Mr. Coulter said in light of the new transportation bill passing, he was requesting Commission approval to proceed with holding another public hearing to modify the permit process to allow the truckers to use different truck configurations and to allow more uniformity with other Western States. He said included in the rules will be the requirements for trucks of splash and spray devices. The Commission unanimously approved his request to hold a hearing and appoint a hearings officer.

Mr. Coulter introduced Don Adams, who was Chairman of a Task Force which was formed to look at ways to improve the Highway Division's technical abilities.

Mr. Adams explained the Computer Aided Drafting System. He said the purpose of the system is to 1) improve drafting productivity; 2) improve contract plan quality and consistency; 3) provide more up-to-date mapping; and 4) provide potential for electronic data entry in field offices for use in project design, drafting and construction. He said a drafting board is replaced with a drafting screen, however, some drafting would still be done manually. It is anticipated that the productivity increase will result in a net reduction in the

number of drafters. Mr. Adams felt the system was cost effective. He said the knowledge and expertise of a consultant is now needed to assist in the system as in-house personnel is not available.

The Commission unanimously approved hiring a consultant for three months at an estimated cost of \$25,000 to study the proposed Computer Aided Drafting System.

The meeting adjourned at 11:05 a.m.

Following the meeting, the Commission and staff joined the Washington Transportation Commission, Governor John Spellman of Washington, Governor Victor Atiyeh of Oregon, and Mrs. Glenn Jackson with members of the Jackson family, to formally open the I-205 Bridge to traffic. The two Governors tied ribbons together as a symbol of the cooperation between the two States. This bridge was named the Glenn L. Jackson Memorial Bridge in honor of the late Mr. Jackson who served on the Commission for 20 years. (A plaque was placed on the bikepath on the south end of the bridge on December 14, 1982.) A Builders' Day luncheon was held in the Willamette Room of the Thunderbird Inn at 1 p.m. following the dedication ceremony.

A brief program followed the luncheon. Chairman Anthony Yturri was master of ceremonies. He introduced Mrs. Glenn Jackson and daughter, Cynthia Ford; Oregon Transportation Commission members; Fred Miller; Fred Klaboe; Representative Jane Cease; Dan Bell of Riedel International, Inc.; Multnomah County Commissioner Gladys McCoy; and the Chairman of the Washington Transportation Commission. A mailgram was read from U.S. Senator Henry Jackson offering his congratulations on the opening of the bridge.

Jerry Overton, Chairman of Washington Transportation Commission, introduced the Washington Transportation Commission, Lue Clarkson, Duane Berentson, Ed Ferguson, and Senators and Representatives from Washington.

Art Riedel, President of Riedel International, Inc., prime contractor who built the bridge, spoke and said it took a great group of talented people to get this project completed. He said there was much cooperation between a number of people and between the two States. He said this bridge will greatly benefit both States,

Governor Atiyeh of Oregon gave a short history of the project and referred to the late Glenn Jackson. He said the ribbon-tying was symbolic of the historic ties between Oregon and Washington which share this new vital transportation link. He commended everyone for the remarkable job and said he was proud of everyone's efforts.

Governor Spellman of Washington said the bridge was built to improve traffic flow between the States and to improve residential and industrial growth. It was his hope that it will stimulate the economy.

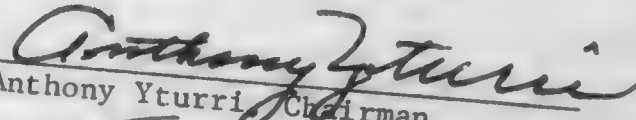
December 15, 1982

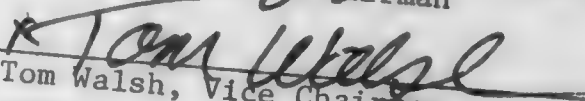
- 4903 -

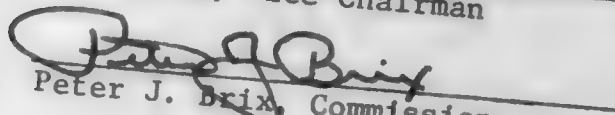
Washington Senator Al Henry also spoke and congratulated everyone on the opening of the bridge. He invited everyone to participate in the May 15, 1983, People's Day event.

George Bell presented a 5-minute slide show related to People's Day.

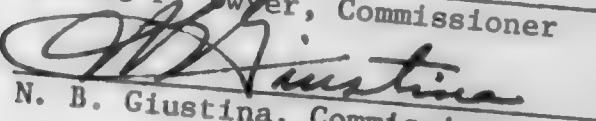
Chairman Yturri adjourned the luncheon at 2:30 p.m.

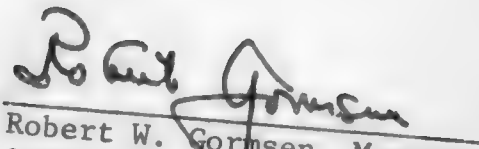

Anthony Yturri, Chairman


Tom Walsh, Vice Chairman


Peter J. Brix, Commissioner

Robert F. Dwyer, Commissioner


N. B. Giustina, Commissioner


Robert W. Gornsen, Manager
Commission Services

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

A

12-15-82

No. 1 Project Oregon Coast Hwy. at 22nd St. (Reedsport) Section
(Contract No. 9554)
Type of Work Traffic Signal Installation F.A. Proj. No. HES-2-3(8)
County Douglas Highway Oregon Coast
No. of Bidders 7 Low Bidder Sims Electric, Inc., Roseburg
Low Bid \$ 42,921.00

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA

No. 2 Project Crater Lake Hwy. at Antelope Rd.
(Contract No. 9555)
Type of Work Traffic Signal Installation F.A. Proj. No. HES-13(10)
County Jackson Highway Crater Lake
No. of Bidders 5 Low Bidder Sims Electric of Medford, Inc., Medford
Low Bid \$ 61,163.50

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

No. 3 Project Pony Creek Bridge (North Bend)
(Contract No. 9556)
Type of Work Paving & Structure F.A. Proj. No. BRF-51(6)
County Coos Highway Cape Arago
No. of Bidders _____ Low Bidder _____
Low Bid \$ _____

Engineer's Recommendations:

P R O J E C T P O S T P O N E D

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 11-2-82

A

12-15-82

No. 4 Project C.O.I. Canal Bridge Section
(Contract No. 9557)
Type of Work Grading & Structure F.A. Proj. No. BROS-0900(7)
County Deschutes Highway Dodds Road Bend
No. of Bidders 14 Low Bidder E. M. Waldron Sr. Construction, Inc.,
Low Bid \$ 44,734.14

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of Deschutes County and the sum of \$11,400.00 is deposited by the County.

2nd Bidder:	Ausland Construction	\$47,356.50
3rd Bidder:	Weaver Construction	\$52,723.00

No. 5 Project Stanton Park-Canyonville Section
(Contract No. 9558)
Type of Work Bikeway F.A. Proj. No. State
County Douglas Highway Tiller-Trail
No. of Bidders 5 Low Bidder Roseburg Paving, Inc., Roseburg
Low Bid \$ 117,297.00

Engineer's Recommendations: Award to low bidder.

No. 6 Project Irrigation Canal (Bear Dr.) Bridge
(Contract No. 9559)
Type of Work Structure F.A. Proj. No. BROS-1600(3)
County Jefferson Highway County Road (Bear Drive)
No. of Bidders 14 Low Bidder Aubrey Mountain Construction Co., Oakridge
Low Bid \$ 63,492.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of Jefferson County and the sum of \$14,540.00 is deposited by the County.

2nd Bidder:	A. K. Lundmark & Son	\$65,330.00
3rd Bidder:	Weaver Construction	\$66,955.00

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 11-2-82

- 4906 -

A

12-15-82

No. 7 Project Mill St.-5th St. (Springfield)
Type of Work Grading, Paving, Signing, (Contract No. 9560)
Illumination, Signals & Ldscp. F.A. Proj. No. M-1140(3)
County Lane Highway FAU 1140 (Centennial Blvd.)
No. of Bidders 4 Low Bidder Wildish Corvallis Const. Co., Eugene
Low Bid \$ 630,933.50

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the City of Springfield and the FHWA and the sum of \$47,400.00 is deposited by the City.

2nd Bidder: H. & J. Construction \$663,808.90
3rd Bidder: Morse Bros. \$671,949.88

No. 8 Project N. Fork Ash Creek Bridge (Independence)
(Contract No. 9561)
Type of Work Grade, Pave and Structure F.A. Proj. No. BROS-2702(2)
County Polk Highway County Road (Gun Club Road)
No. of Bidders 19 Low Bidder Steve Pyles Gen. Contractor, Inc., Salem
"A" Low Bid \$ 57,893.96

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the City of Independence.

2nd Bidder: A. J. Fromherz \$61,810.45
3rd Bidder: Hamilton Construction \$66,493.00

No. 9 Project Hermiston-Old Oregon Trail Section
(Contract No. 9562)
Type of Work Aggregate Base & Paving F.A. Proj. No. FR-F-76(7)
County Umatilla Highway Hermiston
No. of Bidders 10 Low Bidder Baker Redi-Mix, Inc., Baker
Low Bid \$ 865,797.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Pacific Rock Products \$871,808.70
3rd Bidder: Poe Asphalt Paving \$900,529.00

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 11-2-82

- 4907 -

A

12-15-82

No. 10 Project McKay Creek (Platt) Bridge
Type of Work Grading, Surfacing & Struc. (Contract No. 9563)
County Umatilla Highway McKay Creek Road
F.A. Proj. No. SOS-3000(6)
No. of Bidders _____ Low Bidder _____
Low Bid \$ _____

Engineer's Recommendation:

P R O J E C T P O S T P O N E D

No. 11 Project Celilo Sand Stabilization
Type of Work Sand Stabilization (Contract No. 9564)
County Wasco Highway Columbia River
F.A. Proj. No. State
No. of Bidders 18 Low Bidder Jim Hall Contracting, Madras
Low Bid \$ 80,400.00

Engineer's Recommendations: Award to low bidder.

No. 12 Project Coast Feeder Hwy. Raised Pavement Marking
Type of Work Raised Pavement Markers (Contract No. 9565)
County Various Counties Highway Various Highways
F.A. Proj. No. PMS-000S(116)
No. of Bidders 10 Low Bidder Swanston Equipment Company, Fargo, ND
Low Bid \$ 448,843.48

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 11-2-82

A

12-15-82

No. 13 Project McKenzie Hwy. at 58th St. (Springfield)
Type of Work Traffic Signal Installation (Contract No. 9566)
F.A. Proj. No. State
County Lane Highway McKenzie
No. of Bidders 7 Low Bidder Clarke Electric, Inc., Eugene
Low Bid \$ 65,569.00

Engineer's Recommendation: Award to low bidder subject to concurrence of the City of Springfield and the sum of \$70,925.00 is deposited by the City.

On November 2, 1982, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received October 28, 1982, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs Nos. 4, 6, 7, 8, and 9 if the low bidder fails to meet minority business enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 9 day of November, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

A

12-15-82

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project Coquille & Myrtle Point Slide Correction Section
Type of Work Grading and Paving (Contract No. 9567)
County Coos Highway Coos Bay-Roseburg
No. of Bidders 12 Low Bidder Bracelin-Yeager
Low Bid \$ 81,190.65 Excavating & Trucking, Inc., Coos Bay

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA.

On November 4, 1982, I accepted the State Highway Engineer's recommendation for award of the above project on which bids were received November 4, 1982, and authorized him to sign the contract when conditions for the award has been met.

Dated this 9 day of November, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

TO:

Oregon Transportation Commission

A

SUBJECT:

Report of Actions Taken Under Delegated Authority

12-15-82

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50692	Weiss, Joseph and Evalee	
51208	Union Pacific Railroad	\$ 4,000.00
52073	Sather, Louis and Glenda	4,170.00
52074	Meadow Outdoor Advertising, Inc.	20,580.00
52882	Cook, Fred G. and Elizabeth	6,515.00
52951	Ray, L. G. Mike and Carla Lee	150.00
52963	Brown, Kristina M.	100.00
52997	Multnomah County	30,000.00
	8 Transactions	4,000.00
		<u>\$ 69,515.00</u>

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 9 day of November, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
H. S. Ouellette
STATE HIGHWAY ENGINEER
Date 11/5/82

A

TO: Oregon Transportation Commission 12-15-82

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
49138	Cook, L. Vernon, et al	\$ 31,750.00
51315	DeSmet, Alfrons and Julia	15,000.00
52010	Hohstadt, G. A. and Marie	6,300.00
52072	Seiler, Bernard C.	17,500.00
52078	Johnson, Kenneth A. and Clarice	15,000.00
	Yost, William	
52379	Martin, Marvel E. and Gail B.	1,350.00
52508	Garfas, Joseph	3,500.00
	Rowlett, Donald E. and Jean	
	7 Transactions	<hr/> 90,400.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 15 day of November, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

H. S. Chilton
STATE HIGHWAY ENGINEER

Date 11/10/82

TO: Oregon Transportation Commission

A
12-15-82

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
49141	Omni, Inc.	
49276	DesJardins, Edward T. and Arlene	\$ 600.00
50699	Standley, Lowell R.	150.00
51265	Bowman, Ruth C.	5,140.00
51265	Skaling, Henry A. and Donna M.	10,000.00
52070	Smit's TV and Appliance	2,500.00
52212	Lynch, Gregory P.	15,000.00
52881	Starker Forests, Inc.	92,000.00
52961	Muck, James E. and Arlyce L.	320.00
	9 Transactions	3,400.00
		<u>\$ 129,110.00</u>

- (2) Memorandum of Understanding with Umpqua Training and Employment Program, Inc., Roseburg, to provide for groundskeeper training for individuals. The sponsor, Umpqua Training and Employment Program, Inc., will pay for salary and fringe benefits. The contract will run from December 1, 1982, through September 30, 1983.
- (3) Agreement with League of Oregon Cities pertaining to the administration of the Special City Allotment Program in Oregon for those cities with less than 5,000 population. This agreement was approved by the delegates at their annual meeting and signed by their President. The agreement relates to the State Aid Program funded from the Motor Vehicles Revenues pursuant to ORS 366.805. The total amount available to the cities in Oregon on an annual basis is approximately \$250,000 with a maximum to any one city an amount not to exceed \$25,000 for any one project. The money may only be spent on city streets receiving heavy and unusual wear, not a part of the County or State road system. The terms of the agreement cover not only funding, but also system eligibility and selection, project application and investigation, selection, engineering, right of way, utilities, maintenance, etc. The agreement will be reviewed on a biennial basis as to revision requirements.

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

APPROVED

E. J. Hunter
7th STATE HIGHWAY ENGINEER

Date 11-15-82

Dated this 23 day of November, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission
- 4913 -

A

12-15-82

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project Chemawa Interchange Section
 Grading, Paving, (Contract No. 9568)
 Type of Work Structures, Signals & Landscaping F.A. Proj. No. I-IR-IX-5-5(77)260
 County Marion Highway Pacific
 No. of Bidders 10 Low Bidder RDM Constructors, Inc., Salem
 'A' Low Bid \$ 4,750,084.15

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the City of Salem, Marion County and the FHWA and the sum of \$23,000.00 is deposited by Marion County and the sum of \$283,620.00 is deposited by the City.

2nd Bidder: Comco Construction \$4,762,660.55

3rd Bidder: Hamilton Construction (Oregon) \$4,882,022.80

No. 2 Project NW 29th Ave.-NW 24th Ave. (Portland)
 Type of Work Grading and Paving F.A. Proj. No. IX-9302(3)
 County Multnomah Highway NW Nicolai Street
 No. of Bidders _____ Low Bidder _____
 Low Bid \$ _____

Engineer's Recommendations:

P R O J E C T W I T H D R A W N

No. 3 Project Division St. NE-Trade St. SE (Salem)
 (Contract No. 9569)
 Type of Work Traffic Signal Installation F.A. Proj. No. IX-1705(3)
 County Marion Highway FAU 1705 (Front Street)
 No. of Bidders 5 Low Bidder Linnco Electric Co., Albany
 Low Bid \$ 14,974.00

Engineer's Recommendations:

Award to low bidder subject to concurrence of the City of Salem and the FHWA and the sum of \$3,915.00 is deposited by the City.

APPROVED BY CHAIRMAN
 ANTHONY YTURRI

DATE 11-23-82

- 4914 -

A

12-15-82

No. 4 Project White River Bridge Section
Type of Work Structure (Contract No. 9570)
F.A. Proj. No. BRS-B407(2)
County Wasco Highway FAS Route B407 (Tygh Valley Rd.)
No. of Bidders 13 Low Bidder A. K. Lundmark & Son, Inc., Colton
Low Bid \$ 164,056.00

Engineer's Recommendation: Award to low bidder subject to concurrence of Wasco County and the sum of \$40,900.00 is deposited by the County.

No. 5 Project SW Lombard Ave.-SW 107th Ave. (Beaverton)
Traffic Signal (Contract No. 9571)
Type of Work Interconnect Installation F.A. Proj. No. IX-9228(5)
County Washington Highway Beaverton-Hillsdale
No. of Bidders 7 Low Bidder Hertz Electric, Inc., Albany
Low Bid \$ 58,280.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the City of Beaverton and the FHWA and the sum of \$13,660.00 is deposited by the City.

No. 6 Project Third and Fourth Streets (Corvallis)
Type of Work Grading and Paving (Contract No. 9572)
F.A. Proj. No. F-9-1(5)
County Benton Highway Pacific West
No. of Bidders 5 Low Bidder Morse Bros., Inc., Lebanon
Low Bid \$ 681,195.90

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 11-23-82

A

12-15-82

No. 7 Project Park Place-Newell Creek
Type of Work Grading, Paving & Structure F.A. Proj. No. IX-78(6)
County Clackamas Highway Cascade South
No. of Bidders _____ Low Bidder _____
Low Bid \$ _____

Engineer's Recommendation:

P R O J E C T W I T H D R A W N

No. 8 Project SE 97th Ave.-SE 122nd Ave., Unit 1
(Contract No. 9573)
Type of Work Grading, Paving & Signals F.A. Proj. No. IX-9718(6)
County Clackamas Highway FAU 9718 (Sunnyside Road)
No. of Bidders 15 Low Bidder Riedel International, Inc., Portland
Low Bid \$ 317,000.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA and Clackamas County and the sum of \$24,700.00 is deposited by the County.

2nd Bidder: Columbia Excavating \$327,225.10
3rd Bidder: Sproul Excavating \$331,173.74

No. 9 Project Amazon Creek (Danebo Rd.) Bridge
(Contract No. 9574)
Type of Work Grading, Paving & Structure F.A. Proj. No. BROS-2003(4)
County Lane Highway City Street
No. of Bidders 12 Low Bidder Steve Pyles General Contractor, Inc., Salem
Low Bid \$ 182,390.44

Engineer's Recommendations: Award to low bidder subject to concurrence of the City of Eugene and the sum of \$39,940.00 is deposited by the City.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 11-23-82

A
12-15-82

No. 10 Project Lyons and Ellsworth Streets (Albany)
Type of Work Grading and Paving F.A. Proj. No. F-10(3)
County Linn Highway Albany-Corvallis
No. of Bidders _____ Low Bidder _____
Low Bid \$ _____

Engineer's Recommendation:

P R O J E C T W I T H D R A W N

No. 11 Project SE 50th Ave.-SE 82nd Ave. (Portland)
Type of Work Grading, Paving, Signing, Illumination, Signals & Landscaping F.A. Proj. No. IX-24(33)
County Multnomah Highway Mt. Hood (SE Powell Blvd.)
No. of Bidders _____ Low Bidder _____
Low Bid \$ _____

Engineer's Recommendations:

P R O J E C T W I T H D R A W N

No. 12 Project SE Stark St.-SE Division St.
Type of Work Grading, Paving & Signals (Contract No. 9577)
County Multnomah Highway SE 242nd Drive F.A. Proj. No. IX-9877(5)
No. of Bidders 7 Low Bidder Oregon Asphaltic Paving Co., Portland
Low Bid \$ 459,676.30

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA and Multnomah County and the sum of \$75,000.00 is deposited by the County.

2nd Bidder:	Ameada Mining & Construction Co.	\$467,209.00
3rd Bidder:	R. A. Hatch Co.	\$469,690.00

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 11-23-82

A

12-15-82

No. 13 Project Pony Creek Bridge (North Bend)
Type of Work Grading, Paving & Structure (Contract No. 9556)
F.A. Proj. No. BRF-51(6)
County Coos Highway Cape Arago
No. of Bidders 9 Low Bidder Hamilton Construction Co. (Oregon), Springfield
'B' 261,287.00
Low Bid \$ 261,287.00
Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA.

On November 23, 1982, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received on November 18, 1982, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 1, 8, and 12 if the low bidder fails to meet minority business enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 19 day of November, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

A

12-15-82

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
52060	Sullivan, Robert E. & Carmen L., et al	\$ 19,466.00
52076	Throop, Mark J. and Martha M.	31,075.00
51220	Tualatin Hills Park & Rec. Dist.	-0-
53055	Pac. First Fed. Savings and Loan	-0-
53069	Albertsons, Inc.	-0-
53071	U.S. Forest Service	28,483.00
	6 Transactions	\$ 79,024.00

(2) Grant of access to Robert Bailey, et al at Station RLs 213+30 on the westerly side of the S. Tigard-E. Portland Freeway Section of the Pacific Highway (72nd Avenue) in Washington County for a consideration of \$1,000.00. File 19876 (Right of Way).

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 29 day of November, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

Ed Hunter
STATE HIGHWAY ENGINEER

Date 11-26-82

A

12-15-82

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved the agreements listed below and report this action for your official records:

- 1) On November 18, 1982, approved a personal service contract with Brian Gard, Inc., in the amount of \$7,500 to provide radio and TV promotion spots for the Share-A-Ride Day. I authorized the Director to sign the contract.
- 2) On November 19, 1982, approved a personal service contract with Center for Urban Education/Southeast Asian Refugee Federation for the translation of two voice tracks for two slide tape programs entitled Examining Oregon Drivers and Oregon Rules to Drive and Live By. Translation to be in Vietnamese, Cambodian, and Laotian. Cost \$6,000. Period: December 1, 1982, through December 31, 1982. I authorized the Administrator of Motor Vehicles to sign contract.

Dated this 19 day of November, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

12-15-82

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:


- 1) On October 29, 1982, established the following speed limits on the Coos Bay-Roseburg Highway in the community of Camas Valley, Douglas County:

45 MPH from M.P. 55.40 to M.P. 55.70
40 MPH from M.P. 55.70 to 56.26, including a
20 MPH from M.P. 55.98 to 55.06 when children are present.
Rescinds Speed Zone Order No. 847 dated August 8, 1980.
Approved by E. S. Hunter for State Highway Engineer.
(Speed Zone Order No. 886)
- 2) On November 3, 1982, established a 45 MPH speed limit on the Oregon Coast Highway, in the vicinity of Brookings, Curry County, from M.P. 357.98 to M.P. 359.44. Rescinds Speed Zone Order No. 758 dated 10-25-77.
(Speed Zone Order No. 887)
- 3) On September 30, 1982, amended Through Stop Highway Resolution No. 28 adopted March 30, 1976 so that all traffic on the Pacific Highway Northbound off-ramp right-turn lane at Hayesville Interchange shall yield to vehicles on Ward Drive, Marion County.
- 4) On November 10, 1982, approved an agreement with Mt. Bachelor covering snow removal operations at the ski area. Agreement terminates June 30, 1983. (Deschutes County)
- 5) On November 17, 1982, approved a supplemental agreement with Oregon State Snowmobile Association, Inc., providing for a "summer maintenance fund" allowing snowmobile fund monies to be "carried over" beyond the June 30 termination of the annual program.
- 6) On November 19, 1982, approved a personal service contract with Melott and Associates for the I-205 Bridge Fire Protection Study at a cost not to exceed \$4,000. (Approved by E. S. Hunter for State Highway Engineer)

12-15-82

- 7) On November 29, 1982, approved a personal service contract with Richard Stevens to perform specific planning work for the changing of zoning of property owned by the Highway Division at 2690 North Pacific Highway, Medford. Cost not to exceed \$1,000. Time period: November 15, 1982, through January 30, 1983. (Previous agreement approved October 11, 1982 was not finalized.) Approved by E. S. Hunter for State Highway Engineer.
- 8) On December 2, 1982, approved an agreement with Union County providing for county enforcement of the Sno-Park permit program at Anthony Lake Ski Area and, on a more limited basis, at Spout Springs. Agreement terminates June 30, 1983. (Approved by E. S. Hunter for State Highway Engineer)
- 9) On December 2, 1982, approved an agreement with Willamette Pass Ski Corporation covering snow removal work in the parking areas of their facility. (Approved by E. S. Hunter for State Highway Engineer)

Dated this 7 day of December, 1982



H. S. Coulter
State Highway Engineer

B

12-15-82

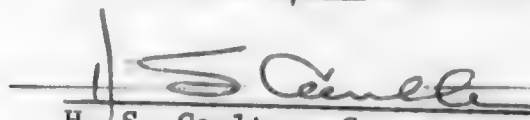
TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

- 1) Work on the Coquille and Myrtle Point Slide Correction Project on the Coos Bay-Roseburg Highway in Coos County. Bids received November 4, 1982. Contract No. 9567 awarded November 4, 1982, to Bracelin-Yeager Excavating and Trucking, Inc., Coos Bay, at \$81,190.65.
- 2) Work on the C.O.I. Canal Bridge on Dodds Road in Deschutes County. Bids received October 28, 1982. Contract No. 9557 awarded November 19, 1982, to E. M. Waldron Sr. Construction, Inc., Bend, at \$44,734.14.
- 3) Traffic signal installation on the McKenzie Highway at 58th Street in Springfield, Lane County. Bids received October 28, 1982. Contract No. 9566 awarded November 19, 1982, to Clarke Electric, Inc., Eugene, at \$65,569.
- 4) Work on the Mill Street-5th Street (Springfield) Section of FAU 1140 (Centennial Boulevard) in Lane County. Bids received October 28, 1982. Contract No. 9560 awarded November 19, 1982, to Wildish Corvallis Construction Co., Eugene, at \$630,933.50.
- 5) Irrigation Canal (Bear Drive) Bridge in Jefferson County. Bids received October 28, 1982. Contract No. 9559 awarded November 23, 1982, to Aubrey Mountain Construction Co., Oakridge, at \$63,492.
- 6) Work on the Pony Creek Bridge (North Bend) Section of the Cape Arago Highway in Coos County. Bids received November 18, 1982. Contract No. 9556 awarded November 24, 1982, to Hamilton Construction Co. (Oregon), Springfield, at \$261,287 (Alternate B).
- 7) Work on the Third and Fourth Streets (Corvallis) Section of the Pacific Highway West in Benton County. Bids received November 18, 1982. Contract No. 9572 awarded November 24, 1982, to Morse Bros., Inc., Lebanon, at \$681,195.90.

Dated this 7 day of December, 1982


H. S. Coulter, State Highway Engineer
- 4923 -

12-15-82

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under delegated authority, the following contracts were accepted as being completed according to specifications:

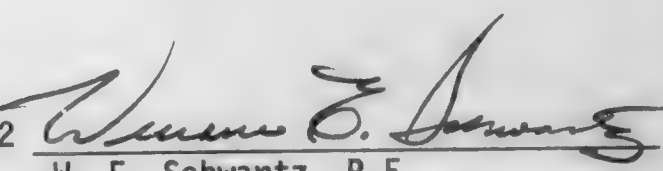
<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Bugge Investment Co. dba Columbia West Materials & Constructors Co. No. 9328	N.Col. Way/N. Col. Blvd./N. Portland Rd. Intchge. Ramp Multnomah County	November 8, 1982
Hi Lo Roads, Inc. No. 9439	Florence/Eugene Hwy. @ M.P. 10.3 Lane County	November 8, 1982
Sims Electric, Inc. No. 9348	Main St.-Campbell St. (Baker) Baker County	November 9, 1982
E.H. Itschner Co. No. 9461	Shaniko Rock Production Wasco County	November 9, 1982
Linnco Electric Co. No. 9394	Pac.Hwy. E.@ Hayesville Dr. NE (Salem) Marion County	November 9, 1982
Olson's Mechanical & Heavy Rigging No. 9517	Catching Slough Bridge Coos County	November 9, 1982
Gresham Paving, Inc. No. 9255	N. Main Ave.-NE Elliott Ave. & N. Main Ave.-NE Kelly Ave. (Gresham) Multnomah County	November 9, 1982
Schrader Const. Co., Inc. No. 9119	W. Intchge., Sellwood Bridge Multnomah County	November 10, 1982
Hertz Electric, Inc. No. 9246	SW Cedar Hills Blvd. @ SW Butner/Barnes Rd. Washington County	November 15, 1982
Sims Electric, Inc. No. 9393	Old Hwy. 20 @ "A" St. (Toledo) Lincoln County	November 15, 1982
Auburn Const. Co. No. 9346	McFee Cr. (Midway Rd.) Bridge Washington County	November 16, 1982
Tice Electric Co. No. 9329	Cascade Hwy. S. @ Gaffney Lane & Beaver Creek Rd. @ Fred Meyer Access Clackamas County	November 18, 1982

C

12-15-82

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Electric Corp. No. 9449	Pac. Hwy. E. @ Mt. Hood Ave. (Woodburn) Marion County	November 18, 1982
Douglas S. Coats, Inc. No. 9317	Jordan Cr. (Danner) Bridge Malheur County	November 22, 1982
Stukel Rock & Paving, Inc. No. 9229	N. Klamath Falls Intchge.-Jct. Green Springs Hwy. Klamath County	November 23, 1982
Wildish Corvallis Con- struction Co. No. 9353	Corvallis/Lebanon Hwy. @ Seven Mile Lane Linn County	November 30, 1982
Nelson-Deppe, Inc. No. 9300	Powder River Baker County	November 30, 1982
Roseburg Paving, Inc. No. 9215	Roseburg S.C.L.-Jct. Coos Bay/Roseburg Hwy. Douglas County	November 30, 1982

December 2, 1982


W. E. Schwartz, P.E.
Asst. State Highway Engineer

D
12-15-82

COM 4

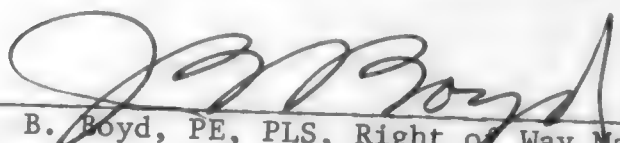
December 3, 1982

TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Construction and Maintenance Agreement with Burlington Northern for the Chemawa Interchange Section of the Salem Parkway in Marion County. Approved November 3, 1982. RR 1088 (23-50)
- (2) Supplemental Agreement with Burlington Northern Railroad Company for a system of drainage culverts at the Rainier Slide on the Lower Columbia River Highway in Columbia County. Approved November 9, 1982. RR 229 (23-50)
- (3) Sale of 0.23 acre excess property on the N. Jefferson Jct.-Albany Section of the Pacific Highway in Linn County for a minimum consideration of \$8,875. Approved November 15, 1982. File 25473 (23-43)
- (4) Service contract with Union Pacific Railroad Co. for installation of grade crossing protection devices at N.E. Columbia Blvd. in Multnomah County. Approved November 17, 1982. RR 1112 (23-50)
- (5) Sale of 0.68 acre excess property on the Gladstone Interchange Section of the East Portland Freeway in Clackamas County for a minimum consideration of \$45,000. Approved November 22, 1982. Key file 28738 (23-43)
- (6) Sale of two excess parcels on the Umatilla-Hermiston Section of the Umatilla-Stanfield Highway in Umatilla County for a minimum consideration of \$5,000 and \$4,200. Approved November 22, 1982. File 2053 (23-43)

Dated this 2 day of December, 1982.


J. B. Boyd, PE, PLS, Right of Way Manager

D
12-15-82

COM 4

December 3, 1982

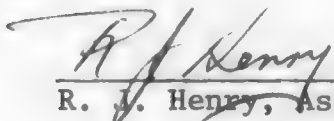
TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Assistant Right of Way Manager in the absence of the Right of Way Manager, (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Right of Way Services Agreement with Marion County for the Verda Lane-Portland Road Section of the Salem Parkway in Marion County. Approved October 22, 1982. Misc. C & A 7698. Agr. 214 (23-45)
- (2) Right of Way Services Agreement with Marion County for the Salmon Falls Narrows Section of the North Fork Road, CR 960, in Marion County. Approved November 5, 1982. Misc. C & A 7790. Agr. 215 (23-45)
- (3) Right of Way Services Agreement with the City of Portland for the 26th Avenue-Glisan Street Section of N.W. Front Avenue in Multnomah County. Approved November 8, 1982. Misc. C & A 7320. Agr. 216 (23-45)

Dated this 3 day of December, 1982.



R. J. Henry, Assistant Right of Way Manager

D
12-15-82

COM 4

TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

LITTLE NESTUCCA RIVER-NESKOWIN SECTION, OREGON COAST HIGHWAY -
TILLAMOOK COUNTY

R-52147 - Dennis M. Waldron et ux. 1.86 acres for right of way purposes. Offer \$3,725.00.

MYSTIC CREEK-CAMAS VALLEY UNIT OF THE MYSTIC CREEK-MUNS CREEK SECTION,
COOS BAY-ROSEBURG HIGHWAY - DOUGLAS COUNTY

R-50693 - Earl E. Evansen et al. Parcel 1: 1.96 acres for right of way purposes. Parcel 2: 0.21 acre for right of way purposes including its use for a waste area. Offer \$13,450.00.

S.W. PARK BLVD.-AIRPORTWAY (ONTARIO) SECTION, OLDS FERRY-ONTARIO
HIGHWAY - MALHEUR COUNTY

R-52061 - Jerry O. Stone et al. Parcel 1: 1,700 square feet for right of way purposes. Parcel 2: 850 square feet for permanent easement for slopes, powerline, telephone, gas, television, water, illumination and sanitary sewer facilities. Offer \$11,700.00.

WILLAMETTE RIVER-I-205 (BANFIELD TRANSITWAY) SECTION, COLUMBIA RIVER
HIGHWAY - MULTNOMAH COUNTY

R-51322 - Dorothy M. Harper et al. 800 square feet for a five year temporary easement for detour road. Revised offer \$10,000.00.

R-51327 - Joseph T. Danna et al. Parcel 1: 400 square feet for right of way purposes. Parcel 2: 3,830 square feet for a permanent easement for retaining wall etc. Parcel 3: 2,040 square feet for a temporary easement for work area. Offer \$26,700.00.

Dated this 6 day of December, 1982.


J. B. BOYD, Right of Way Manager

RE: Report of Offers Tendered - 5

D

12-15-82

COM 4

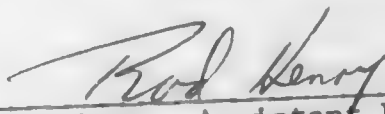
TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

JENNY CREEK BRIDGE SECTION, GREEN SPRINGS HIGHWAY - JACKSON COUNTY

R-52510 - H. J. Newhouse et al. 0.48 acre for right of way purposes. Offer \$1,175.00.

Dated this 9 day of November, 1982.


Rod Henry, Assistant Right of Way Manager

RE: Report of Offers Tendered - 1

REPORT OF CASES FILED BY AND AGAINST THE DEPARTMENT OF TRANSPORTATION

L-8313 Lous V. Ward et. al., vs. State of Oregon Department of Transportation and City of Medford. This is a suit for statutory street closure by the plaintiff against the State and the City of Medford. It involves the closure of Hilton Road and its intersection with Highway 62, Jackson County, which was brought out about as a result of the construction of a new connecting road near the existing intersection of Hilton Road. The plaintiff is seeking \$50,427.00 in damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-8307 John C. Bryant et. al., vs. Roy E. Ladd, Inc., et. al. This is a suit for an injunction to stop the State's contractor from utilizing a borrow site owned by the State in completing a State Highway Division contract. This is on Contract No. 9338 for reconstruction and resurfacing of the Polallie Creek - Mt. Hood Section of State Highway 35, Hood River County. The plaintiff is seeking to stop the State's contractor from utilizing rock out of a State source on the grounds that the procedure by which the State got approval from Hood River County to use the source was improper and also that the plaintiff will suffer severe financial loss if the contractor is continued to allow to take rock out of the State source. The request for a temporary restraining order was refused by the judge and the hearing on the injunction was scheduled for early November. The matter is being handled by the Attorney General's office.

L-8312 Nena Gerrard et. al., vs. Daniel Richard White et. al. This case arises out of an accident that occurred on January 13, 1982 on Highway 140 in Jackson County, Oregon. The defendant, Daniel Richard White, was driving a van and collided with the rear end of the car driven by Michael Gerrard and resulted in injuries to plaintiffs Nena and Gabriel Gerrard and the death of Jessica Gerrard. The defendant, William Copeland, is an employee of the Highway Division and his alleged negligence is the failure to sand the area where the accident occurred. The plaintiff alleges that the State Highway Division had notice of the dangerous condition and had time to sand it but did not take any action to place sand on the highway. The plaintiff is seeking \$4,500.00 in damages for Nena Gerrard, \$425,000 for Gabriel Gerrard and \$250,000 damages for the estate of Jessica Gerrard. The matter has been referred to the Attorney General's office for the defense of the State.

L-8311 Mary Jo Kimber vs. State of Oregon. This lawsuit arises out of an accident that occurred on June 16, 1981 on Highway 219, in Washington County. The negligence of the State is alleged to be causing a berm of gravel and slippery mud to be deposited in the travel portion of the northbound lane of the highway and failing to properly warn motorists of the existence of the berm. The plaintiff is suing for \$306,345.00. The matter has been referred to the Attorney General's office for the defense of the State.

L-8248 Rhonda Carlucci vs. State of Oregon by and through its Highway Division. This case arises out of an accident that occurred on April 13, 1980 on Highway 26 one-half mile east of Highway 47 in Multnomah County. Plaintiff was the passenger on a motorcycle driven by Dean Paukner which allegedly struck a hole in the pavement causing the driver to lose control. The defendant alleges the Highway Division as negligent in not repairing the hole or posting signs warning the traveling public of the existence of the hole in the pavement. The plaintiff is seeking \$49,365.00. The matter has been referred to the Attorney General's office for the defense of the State.

E 12-15-82

REPORT OF CONDEMNATION CASES SETTLED

Defendant	State's Offer	State's Highest Appraisal	Amount of Settlement
Wayne Kunze L-8214 R-52257	\$5,625	\$5,625.00	\$6,500.00
Section: Chemawa Rd. Int. Highway: Pacific (1-5) County: Marion			
Frank A. Bitar L-8126 R-46002	\$111,275	\$127,100.00	\$135,500.00
Section: SE 50th Ave. - SE 92nd Ave. Highway: Mt. Hood (Powell Blvd.) County: Multnomah			
Bitar Bros., et. al. L-8127 R-46003	\$46,800	\$50,500.00	\$58,000.00
Section: SE 50th Ave. - SE 92nd Ave. Highway: Mt. Hood (Powell Blvd.) County: Multnomah			
Gary L. Hval L-8262 R-50898	\$62,175	\$71,700.00	\$73,000.00
Section: SE 50th Ave. - SE 92nd Ave. Highway: Mt. Hood County: Multnomah			

REPORT OF TRIAL OTHER CASES STATE PLAINTIFF

Defendant	Cause of Action	Demands of Plaintiff	Verdict or Judgment
Phillip J. Turner	Guardrail	\$749.46	\$749.46 plus 9% interest
L-8097 Attorney Fees: \$245.00 County: Coos Highway: Highway 42		Court Costs: \$57.00	
Terry Hall Co.	Light Pole & Controller Box	\$5,988.74	\$5,988.74 plus 9% interest
L-8106 Attorney Fees: - County: Benton Highway: 2nd St.		Court Costs: \$85.00	
Randal Simantel	Guardrail	\$482.12	\$482.12 plus 9% interest
L-8184 Attorney Fees: \$190.00 County: Washington Highway: Highway 217 Remarks: \$563.00 paid in settlement of judgement.		Court Costs: \$60.00	

E
12-15-82

REPORT OF CONDEMNATION CASES SETTLED

<u>Defendant</u>	<u>State's Offer</u>	<u>State's Highest Appraisal</u>	<u>Amount of Settlement</u>
William Elkins L-8203 R-51971	\$4,625	\$4,625.00	\$4,625.00

Section: SW Murray Blvd. - SW Alice Lane
Highway: SW Allen Blvd.
County: Washington
Remarks: Settled by Right of Way

Mildred Arvidson L-8251 R-52374	\$1,550	\$1,550.00	\$1,550.00
---------------------------------------	---------	------------	------------

Section: SE Division St. - SE Powell Blvd.
Highway: SE 182nd Ave.
County: Multnomah
Remarks: Settled by Right of Way

REPORT OF CONDEMNATION CASES TRIED

<u>Defendant</u>	<u>State's highest written offer made more than 30 days prior to trial</u>	<u>State's highest testimony at trial</u>	<u>Defendants's lowest demand</u>	<u>Verdict</u>
Madeline Allen L-7940 R-50703	\$10,500.00	\$9,900.00	\$36,000.00	\$35,000.00

Section: N. Tigard - S. Tigard Int. Costs: \$75.00
Highway: Pacific
County: Multnomah

Remarks: This trial involved only the outdoor advertising sign on the Allen property. Rest of trial had been settled previously.

- 4932 -

12-15-82

E

F

12-15-82

RECEIVED

JUL 1982

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On NOVEMBER 26, 1982, \$3,289,283.62 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of OCT, 1982.

On NOVEMBER 30, 1982, \$1,973,714.84 (12.17% of the Highway Fund) was distributed to the cities for the month of OCT, 1982.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 30TH day of NOVEMBER, 1982

V. E. Skoog

V. E. Skoog, Controller
Highway Division

Attachments

cc: Fred Miller
John Earley

G

12-15-82


TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On October 1, 1982, approved an agreement with the Oregon State Police for a cooperative project in the inspection of destroyed vehicles and verification of vehicle identification numbers with title ownership and assistance in developing legislative concepts or regulations that will enforce strict compliance with title and registration requirements of the law. Cost not to exceed \$1,000. Period of agreement: September 15, 1982, and continue until terminated.
- 2) On October 12, 1982, approved an agreement with the State of California, Department of Motor Vehicles, to send Ron Coppin to Salem on October 14, 1982, to make a presentation to Oregon managers relating to the importance of research to the California DMV. (Research relates to motor vehicle and driver licensing law and programs.) Estimated cost: limited to \$500. Period of agreement: October 13, 1982, and continue until October 15, 1982.

Dated this 15 day of November, 1982


David P. Moomaw, Administrator
Motor Vehicles Division

11-10-82

VOLUME 10

PART 2

COMPLETE

MINUTES OF THE OREGON TRANSPORTATION COMMISSION

COVERING PERIOD

FROM

JANUARY 1, 1983

TO

JUNE 30, 1983

HEADQUARTERS AND GENERAL OFFICE OF DEPARTMENT
LOCATED AT SALEM, OREGON

MINUTES
of the
OREGON TRANSPORTATION COMMISSION TELEPHONE MEETING
held on
January 5, 1983

Salem, Oregon
January 5, 1983

The Oregon Transportation Commission held a special telephone meeting at 2 p.m., originating in Room 140 (State Highway Engineer's office), Transportation Building, Salem. Notice of the meeting was made by press release to newspapers of general and local circulation throughout the State. The following persons were on the telephone at the locations given:

Anthony Yturri, Chairman, Ontario
Tom Walsh, Vice Chairman, Portland
Peter J. Brix, Member, Portland
E. S. Hunter, Assistant State Highway Engineer for
Technical Services, Salem
Dale Hormann, Assistant Attorney General, Salem
L. E. George, Traffic Engineer, Salem
John Earley, Public Information Officer, Salem
Robert W. Gormsen, Commission Services, Salem

Mr. Hunter said the purpose of the meeting was to consider the adoption or amendments of five administrative rules.

The Chairman indicated that the Commission had received in the mail copies of these administrative rules for their study and consideration. (Copy dated December 23, 1982, on file in Commission's files, Salem.)

Mr. Hunter called on Mr. George to explain the changes in the tourist-oriented directional sign rule that were made after the rule was mailed to the Commission. He said the revisions were required as a result of an informational hearing held January 4, 1983.

Mr. George outlined the changes made in response to public comments and suggestions in the tourist-oriented directional sign rule as follows:

- 1) The method of qualifying cultural features will be done by the State Highway Engineer in consultation with the Oregon Historical Society and the Oregon Museum Association rather than the State Historic Preservation Office.
- 2) The distance off the highway was changed from 3 to 15 miles for qualifying as a tourist-oriented business.
- 3) The hours of continuous operation were changed from 8 to 6 with a waiver capability.
- 4) A paragraph was added that if LOGO signs exist at an intersection, tourist-oriented directional signs could not be installed.

By unanimous vote, the Commission adopted the tourist-oriented directional sign rule. ("Administrative Rule No. 199" on file in Commission's files, Salem. The rule was filed with the Secretary of State on January 13, 1983, and effective that date. The rule will be published in the Secretary of State's Administrative Rule Bulletin on February 1, 1983.)

Mr. Hunter asked Mr. George to explain the results of the hearing held January 4, 1983, on the rule concerning the cultural and historical sign program.

Mr. George said a problem exists as a result of the hearing concerning the proposed fee structure and he asked that action not be taken at this meeting. He said it would be presented at the January 18, 1983, meeting. The Commission concurred in not acting on this rule.

Mr. Hunter said the third rule covers procedures for temporarily closing highways when weather or road conditions constitute a danger to the safety of the motoring public. He said no changes have been made since mailing the rule to the Commission and no response for a hearing was received. The Commission unanimously adopted the rule. ("Administrative Rule No. 197" on file in Commission's files, Salem. The rule was filed with the Secretary of State on January 7, 1983, and was effective that date. The rule will be published in the Secretary of State's Administrative Rule Bulletin on February 1, 1983.)

Mr. Hunter called on Mr. Hormann to explain the rule amending the procedures for the selection of consultants for the Highway Division.


Mr. Hormann said there have been two changes to the rule. The first amendment is an addition of a section on page 9 which allows flexibility in the method of selection of the consultant. The second change is in Step 17, page 10, in which the Selection Committee would make a recommendation to the State Highway Engineer and the State Highway Engineer would make the final selection of the consultant. The Commission unanimously adopted the rule. ("Administrative Rule No. 200A" is on file in the Commission's files, Salem. The rule was filed with the Secretary of State on January 12, 1983, and effective that date. The rule will be published in the February 1, 1983, issue of the Administrative Rule Bulletin.)


Mr. Hunter said the last rule amends the procedures for selection of a consultant for the Department of Transportation.

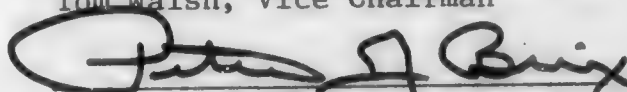
Mr. Hormann said the changes to this rule are 1) the flexibility in the method of selection of the consultant and 2) the Selection Committee would make a recommendation to the Director and the Director would make


the final selection of the consultant. The Commission unanimously adopted the rule. ("Administrative Rule No. 200B" is on file in the Commission's files, Salem. The rule was filed with the Secretary of State on January 12, 1983, and effective that date. The rule will be published in the February 1, 1983, issue of the Administrative Rule Bulletin.)

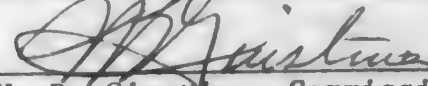
There being no further business, the meeting was adjourned at 2:18 p.m.

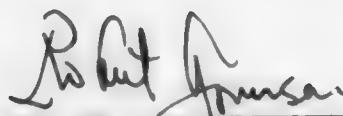

Anthony Yturri, Chairman


Tom Walsh, Vice Chairman


Peter J. Brix, Commissioner


Robert F. Dwyer, Commissioner


N. B. Giustina, Commissioner


Robert W. Gormsen, Manager
Commission Services

MINUTES
of the
OREGON TRANSPORTATION COMMISSION MEETING
held on
January 18, 1983

January 18, 1983
Salem, Oregon

The Oregon Transportation Commission held its regular monthly meeting in the Conference Room (122) of the Transportation Building in Salem beginning at 10:05 a.m. Notice of the meeting had been made by press release to the newspapers of local and general circulation throughout the State. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
Peter J. Brix, Member
N. B. Giustina, Member
Fred D. Miller, Director of Transportation
Jack Sollis, Chief Counsel
Larry Rulien, Assistant Director for Administration
George Bell, Assistant Director for Intergovernmental and Public Affairs
H. S. Coulter, State Highway Engineer
David Moomaw, Administrator of Motor Vehicles Division
David Talbot, Administrator of Parks and Recreation Division
Paul Burket, Administrator of Aeronautics Division
Dennis Moore, Administrator of Public Transit Division
R. N. Bothman, Assistant State Highway Engineer for Administration
W. E. Schwartz, Assistant State Highway Engineer for Operations
E. S. Hunter, Assistant State Highway Engineer for Technical Services
Gary Potter, Manager, Environmental Section
Shirley Eads, State Travel Director
State Representative Jane Cease
Ed Hardt, Metro Region Engineer
L. E. George, Traffic Engineer
Dale Wilken, Division Administrator, Federal Highway Administration
Joe Christian, DOT Fiscal Officer
Robert W. Gormsen, Manager, Commission Services

There were other staff members present, as well as representatives of the news media.

The Commission unanimously approved the following items on the consent calendar:

- 1) Minutes of the Commission meeting of December 14-15, 1982.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2731" on file in Commission's files, Salem.)

(continued on next page)

- 3) Payment of the 1983 annual membership fees for the American Association of State Highway and Transportation Officials in the amount of \$10,313.
- 4) Purchasing property for a State park wayside at Depoe Bay with State Highway Funds in the amount of \$85,000 to be exchanged for the Parks Division property at Alsea Bay. The property is needed for the Alsea Bay Bridge.
- 5) Authorized increases in project authorizations on the following contracts:
 - a) Contract No. 9480 for work on Port Orford-Cape Sebastian Section of Oregon Coast Highway, Curry County, in the amount of \$64,100 (7% increase).
 - b) Contract No. 9415 for work on S.W. Cornell Road-S.W. Murray Boulevard Section, FAU 9030 and 9055, Washington County, in the amount of \$226,000 (12.9% increase).
 - c) Contract No. 9378 for work on Oswego Creek (Sucker Creek) Bridge Section, Oswego Highway, Clackamas County, in the amount of \$212,700 (11% increase).
 - d) Contract No. 9564 for the Celilo Sand Stabilization Project, Columbia River Highway, Wasco County, in the amount of \$129,360.61 (120.3% increase).
- 6) Adopted permanent rule governing the issuance of permits for transporting overlength logs, poles, piling and structural members. No requests for a hearing were received. ("Permit Rule No. 48" on file in Commission's files, Salem.) The rule was filed with the Secretary of State on January 20, 1983, and effective that date. The rule will be published in the Secretary of State's Administrative Rule Bulletin on February 1, 1983.

Written delegated authority reports had been mailed to each Commissioner prior to the meeting. These reports show the action taken by the following officials on behalf of the Commission pursuant to its duly adopted delegation orders. (Exhibits are in the Commission's files in Salem.)

Chairman of Commission	Exhibit A
Vice Chairman of Commission	Exhibit B
Director of Transportation	Exhibit C
State Highway Engineer	Exhibit D
Assistant State Highway Engineer	Exhibit E
Right of Way Manager	Exhibit F

(continued on next page)

January 18, 1983

- 4939 -

Location Engineer
State Parks Administrator
Highway Controller
Chief Counsel

Exhibit G
Exhibit H
Exhibit I
Exhibit J

The Commission confirmed their next meeting date as Tuesday, February 15, 1983, in Salem. The following meeting was tentatively set for Tuesday, March 15, 1983, in Salem. Future meetings at McMinnville and Bend are also to be scheduled.

Mr. Miller reviewed the history of I-205 (East Portland Freeway) and its relationship to the Rocky Butte Jail. He handed to the Commission a 2-page outline of the proposed discussion entitled: "Presentation to Transportation Commission" and a chronology of major events beginning in 1974 through 1982. (Copies on file in Commission's files, Salem.) He said originally the new Justice Center and the completion of additional sections of I-205 (Columbia River Highway-S.E. Foster Road Section) would have occurred at about the same time. However, due to the speed-up in the completion of I-205, the Jail cannot yet be vacated because the Justice Center will not be ready for occupancy until November 1983. He commented the I-205 facility will be ready for public use by March 1983. He said opening I-205 while the Rocky Butte Jail is occupied could result in class action litigation from the prisoners. He felt these elements must be balanced against the significant public benefit provided by early opening.

Mr. Miller then outlined three questions for the Commission to consider:

- 1) Should I-205 be opened to traffic upon completion of four lanes in March?
- 2) Should Rocky Butte Jail be demolished?
- 3) Can the Rocky Butte Jail be used for a period of time following the movement of existing inmates to the Justice Center in November? For what period of time? Under what conditions?

Mr. Coulter commented that alternate designs to handle the traffic were studied and the best solution appears to be to squeeze the traffic on the northbound lanes and install a sound wall along the easterly edge to minimize the noise. A double safety barrier would also be installed. He said this could be done at about \$115,000. The Commission viewed a model of the Jail and the roadway.

Gary Potter briefly summarized the air quality and noise study reports which were placed before the Commission. (Copies on file in Commission's files, Salem.) He mentioned that the interior and exterior noise levels were established and an additional sound was added which would be generated by I-205. He said the early opening of

I-205 would raise the sound level from 1 to 5 decibals, which is considered a slight increase. However, the addition of the 1,250 foot sound wall, he continued, would reduce the increase to zero. The exterior sound levels would not go above the design noise level established by the Federal Highway Administration. The interior sound levels would remain unchanged.

Mr. Potter said the air quality was also monitored, measured and analyzed. The monitoring was for carbon monoxide. He said the conclusion was that the Rocky Butte Jail area is well ventilated and there is no evidence of pooling or concentration of carbon monoxide. The levels at Rocky Butte Jail are slightly lower than for the Portland area in general. He said the conclusions are that there is no evidence of a pollution build-up and vehicle emissions in general have decreased dramatically. The early opening date also coincides with the yearly lows for carbon monoxide levels in the Portland area.

Mr. Potter completed his report by saying that:

- 1) The early opening of I-205 would not significantly, if at all, affect existing air pollution levels at the Jail.
- 2) The construction of a sound/security wall, as a prerequisite to opening the freeway to traffic, will keep exterior noise levels at near existing conditions.
- 3) Monitoring will continue for both air and noise.

Mr. Hardt discussed the security aspects. He handed the Commission two maps of the facility showing the proposed security fences, wooden noise wall, and temporary and permanent barriers. (Copy of maps on file in Commission's files, Salem.) Mr. Hardt said he had been working closely with Multnomah County Sheriff Fred B. Pearce. He said the Sheriff requested the following security enhancements in a letter to Fred Miller dated January 6, 1983. (Copy of letter on file in Commission's files, Salem.)

- 1) The one thousand foot long, 12-foot high solid board sound barrier fence would need to be extended approximately 200 to 250 feet north to provide both a visual and security barrier. However, this additional 200-250 feet need only be eight-foot high.
- 2) A four-foot chain link fence would need to be added to the top of the 12-foot sound barrier, topped with barb wire and slanted at an angle towards the freeway.
- 3) Twelve-foot high chain link fences with barbed wire tops would have to be erected from the sound barrier eastward, and attached to the north security fence of the Jail, and the south fence at the gate exiting to Hancock Drive.

(continued on next page)

This would then restrict access on the bank of the freeway. Pedestrian access gates must be provided in each of these fences in the event persons climb over the fence, or material is thrown into the area.

- 4) The entire bank area must be lighted to the Sheriff's satisfaction.
- 5) Two standard concrete freeway barriers must be installed for the entire 1,400-foot restricted area. The permanent barrier adjacent to the sound barrier must be sealed to the pavement to preclude any liquid from flowing down the bank toward the Jail. The second barrier would be erected adjacent to the traffic lane to preclude anyone from stopping or parking and to confine an accident to the freeway in this restricted area. Both ends are to be blocked for the same reason.
- 6) An adequate number of closed circuit television cameras are to be mounted on poles capable of sweeping the entire area between the freeway and the Jail security fence. The monitors are to be installed in the Jail Control Center. It is believed two cameras will suffice, however, it will require a professional survey to assure adequate coverage.

Mr. Hardt commented the Sheriff also reserved the right to require additional improvements should the opening of the freeway create unforeseen security problems. Mr. Hardt said the requests appear reasonable and all of these items are included in the \$115,000 cost estimate.

Mr. Hardt then read a resolution from the East Multnomah County Transportation Committee dated January 17, 1983, requesting the Commission to open the entire main roadway of I-205 as soon as it is completed. (Copy of resolution on file in Commission's files, Salem.)

Dale Wilken reviewed the events leading up to the early opening of I-205. He said the Federal Highway Administration has reviewed the Department's study of the noise, air, and security aspects and the traffic operation planned to handle the traffic in the vicinity of the Jail. He commented that the economic benefits to the public through the early opening far exceeds the estimated cost of additional work to be done on I-205. He concluded by saying the Federal Highway Administration would have no objection to opening I-205 to traffic before the Jail is vacated in late 1983. (Written statement on file in Commission's files, Salem.)

Vice Chairman Walsh said he had met with Multnomah County concerning potential legal obligations. He said the County had generated about \$100,000 in legal fees for class action suits. The County was concerned about additional future costs. He said the

County requested a blanket indemnity agreement or a sense of co-operation from ODOT if the action taken today leads to any expanded litigation in the Federal Courts. He said they hoped that the State would do everything possible to make sure the County would not suffer economic harm. Vice Chairman Walsh said the State could not give the County a blanket indemnity agreement but there will be continued co-operation between the County and the State.

Mr. Miller then recommended to the Commission that I-205 be opened in March.

Mr. George Muir of Portland was present and said he had been living with the noise and air pollution ever since that highway was built. He felt that if he could tolerate it, the inmates could also. He also felt he was entitled to use that highway.

The Commission unanimously voted to open the remaining section of I-205 to traffic upon completion of four lanes, possibly in March.

Mr. Miller said the second question is should the Rocky Butte Jail be demolished? He clarified the question by saying this question has no time frame.

Mr. Coulter explained that the freeway is presently being built with two lanes each way with a shoulder on the right-hand side. The ultimate design will have a third lane added in the middle. There will also be a transit lane along the corridor. He said it is the State's projection that in four or five years the traffic demands on I-205 will require the additional lanes and the widening of the freeway. He mentioned in order to meet the 1990 completion of the Interstate System, this area would be needed. He said it is possible to use the area in question for a period of time; however, the design of the I-205 freeway, including the extra lanes and specifically the transit lane, will require that the Rocky Butte Jail site be demolished.

Mr. Wilken said in discussing the Federal position on the continued retention of the Rocky Butte Jail, he would address two areas. One, the design of the facility; and two, the functional replacement program that is underway.

In the area of design, he said, the Federal Highway Administration agrees with Mr. Coulter's previous comments that the design of the I-205 freeway will require the Rocky Butte Jail site. He commented that this requirement led to the decision that the Jail should be demolished and the Justice Center constructed as a functional replacement. He mentioned that a substantial investment has already been made in the busway, including the construction of a tunnel. He read the following from his prepared statement: (Copy of prepared statement on file in Commission's files, Salem.)

(continued on next page)

"A modification of the past decisions would be inappropriate if the I-205 is to provide the intended transportation service. The busway is to be a high-speed exclusive roadway capable of being converted to light rail use when needed to serve future transportation needs. To eliminate or reroute the busway in the vicinity of the Jail would sacrifice these basic design features and add significantly to the cost of the busway in this area. In addition, the decisions on the I-205 design and functional replacement of Rocky Butte Jail eliminate all access to the land area on which the Jail is located. The cost of restoring permanent access to the Jail would be substantial if a feasible and practical location for the access could be found."

Mr. Wilken stated that when the Federal Highway Administration approved the functional replacement of the Jail, it was their understanding that when the Justice Center was completed, the Rocky Butte Jail would be removed. He said the basis for Federal approval of functional replacement (and in this case the investment of approximately \$33 million from the Highway Trust Fund) is a determination that the project requires the elimination of the existing Jail facility. He cautioned that if a decision is made to permanently retain the Jail, reimbursement of all Federal Highway Funds expended in providing the replacement facility would be required. This includes such costs as \$9 million for acquisition of the Multnomah County shop buildings.

Commissioner Brix asked if the project was completed by 1990, would reimbursement be required? Mr. Wilken replied that his statement was based on permanent retention of the Jail and interim use would be a totally different matter. He said the conditions and requirements established for that period would determine the reimbursement issue.

Mayor Frank Ivancie of Portland was present and said the crime rate in Portland has increased and there are 500 fewer prison beds today than ten years ago. He said more Jail space is needed, especially for the misdemeanants. He felt that if more space is not provided, the crime situation will accelerate. He said he felt it was important for the City, County, State and Federal governments to work together. He said the longer Rocky Butte is kept open (understanding that some day it will have to be closed because of the Federal requirements) the better off everyone will be. He suggested that the City and the County be given the option to utilize the facility for three or four years until the Jail space question is resolved. He felt it makes good public sense to keep it open as long as possible.

The Commission unanimously agreed that the Rocky Butte Jail should ultimately be demolished.

Mr. Miller said the third question for consideration was: "Can the Rocky Butte Jail be used for a period of time following the movement of existing inmates to the Justice Center in November, for what period of time, and under what conditions?"

Mr. Miller said there will be a three to four-year period where the State does not need the right of way to complete the project. He continued, does the State want to demolish the Jail immediately after the inmates are moved to the Justice Center?

Mr. Coulter said he was concerned about the timing necessary to award the contracts and complete the transitway. He said he was not sure what date the traffic demands are going to necessitate the remaining lanes on the freeway. Funding was also a concern. The leasing or renting of this facility by the County was another concern of Mr. Coulter. He said a list of requirements or conditions could be prepared by the next meeting for the Commission to study.

Mr. Wilken said in reaching the agreement for functional replacement of Rocky Butte Jail, it was the FHWA's understanding that when the Justice Center was completed, Rocky Butte Jail would be removed. However, there is no date established in the agreements or project documents for the Jail demolition to take place after it is vacated. If extended operation of the Jail is considered, he stated the following concerns:

- " 1. The studies we have considered - air, noise - as well as the operational plans for handling traffic in the vicinity of the jail focus on the volume of traffic expected during the time until the jail is vacated this fall. Traffic volumes will increase over the next years to the point where the fifth and sixth lanes are needed. The design of the project is based on a projected traffic demand for six mixed-traffic lanes. We cannot conclude at this time whether the air and noise effects will become adverse over an extended period or whether the operational plans will be able to safely accommodate the increasing volumes.
2. A decision to continue to house prisoners in Rocky Butte Jail beyond 1983 raises the problem that at the time the jail is needed for the remaining construction, the jail will be full, the Justice Center will be full, and there will be no place to transfer the prisoners. Faced with putting the prison population out on the street, there is the likelihood of pressure to continue further use of the jail. From our perspective this raises the possibility that the remaining construction might be delayed beyond the point where interstate dollars are available to reimburse the State for the construction. Congress has expressed a strong intent to bring the initial Interstate program to completion in the 1981 Highway Act and in the reports related to the new 1982 legislation. It would appear that some pretty specific conditions or limit on the continued usage of the jail would need to be established before such a decision is made.

Commissioner Brix asked if it was true that the concept of functional replacement is not mentioned in any documents with regard to the commitment to demolish the Jail. Mr. Wilken replied that there is mention of it in the Environmental Impact Statement. Commissioner Brix asked if there was an agreement to demolish the Jail. Mr. Wilken replied that correspondence related to the project indicated that demolition was to occur. The Federal National Policy establishes that a functional replacement is to replace a facility that is to be removed. Mr. Wilken agreed with Commissioner Brix that since there was no date specified for demolition, there is flexibility in terms as to when it occurs.

Mayor Ivancie pointed out that it can be made to work. He pledged the City's cooperation and said he would work with the County to see if the facility could be kept open on a viable basis for three or four years.

Chairman Yturri asked Mr. Miller to study (in cooperation with the City, County, and others) keeping the Jail open beyond the opening of the Justice Center. The report is to contain conditions and requirements for use and it is to be reported back to the Commission at a near future date. Commissioners Brix and Giustina concurred in the Chairman's action.

Vice Chairman Walsh voiced two objections to delaying the demolition of the Rocky Butte Jail. He felt the demolition ought to immediately follow the movement of the inmates to the Justice Center in November. He said in the seven years that the Commission has been involved in the project, although never documented, that has been the basic understanding. He said he could not comprehend a temporary use of the Jail. Although it may be a temporary use, he continued, at some time it will have to be vacated and prisoners at that time may have to be turned out onto the streets. He felt the Department could be faced with a proposition at that time of valuing a transitway more than law and order. He also felt the County does not have the extra funds to operate Rocky Butte on a temporary basis. He said substantial improvements at Rocky Butte have been postponed because the prisoners were going to be moved into the new facility. If Rocky Butte is used on a temporary basis, improvements will have to be made to bring that facility up to standards. He was concerned about where that money would come from.

Commissioner Brix said there has not been a lack of cooperation on this project. He said there have been many years of cooperation and he recommends that the Department continue to cooperate with the local governments. He felt a lot of things have changed in seven years, times are different today and they will continue to change. He said that Rocky Butte Jail is a resource and the State should not destroy resources if they can be used. He felt that it would be an irresponsible use of public funds. He said it is being suggested that the local governments, including DOT, get together and look at this in light of what's happening today, where we are today, and what ought to be in the next couple of years. A decision should be made based on what is practical and feasible today and not what was a good thing six or seven years ago.

The Chairman pointed out the merits in the Vice Chairman's views but said it seems that the requirements or conditions that are designated in the study to be made should take care of these problems. He suggested a great deal of care be used in preparing these requirements so that four years from today it will be clearly understood. The Chairman felt the Commission should not prevent the County or City from taking advantage of an opportunity to use this facility at their own expense.

Mayor Ivancie said that in a recent election the voters in Multnomah County approved a State prison issue. He felt this means that crime is on the voter's mind and they will support measures to suppress it even in today's economy. He said there is no plan to operate Rocky Butte as a maximum facility prison. The population would be misdemeanants serving from 1 to 30 days, and there will probably be fewer prisoners than at the present time. The Mayor said it is a facility that is a public resource and it should be utilized on a reasonable basis.

The Director said he would get together with the City of Portland and Multnomah County and come back next month to the Commission with an update of the progress of the study.

Mr. Talbot requested permission to transmit to the Water Policy Review Board for their concurrence a proposed amendment to the Deschutes River Scenic Waterway Rules. He said they propose to add a definition for "firepan" to the rules for recreation use. He said the definition is necessary to explain to river users a proper device to contain campfires. The Commission unanimously granted Mr. Talbot permission to transmit this amendment to the Water Policy Review Board.

Mr. Talbot asked John Lilly to give a report on the Deschutes River Scenic Waterway boater pass program. Mr. Lilly reviewed the history of the program and said they have completed their first summer season. He said more than 11,000 passes were sold and the revenue to date from this first season totaled \$130,000. He mentioned a brochure entitled the "Deschutes River Scenic Waterway" which can be used as a guide on the river. (Copy on file in Commission's files, Salem.) He mentioned improvements in and around the river that they were working on for 1983. He said he felt the program was successful for the first year.

Dale Wilken mentioned that the Federal Highway Administration had sponsored for many years a competition for highways and their environment. This year Oregon received first place in the 1982 Biennial Awards for historic preservation and cultural enhancement. The award was for the Sherars Bridge over the Deschutes River on State Highway 216 (Sherars Bridge Highway) in Wasco County. Mr. Wilken presented a plaque to the Commission.

Mr. Wilken paid a tribute to John Earley, Public Information Officer, who is retiring. He said Mr. Earley had given them a lot of assistance over the years and had done a lot of work getting quality material in on time.

Mr. Ernest McDonald, President of SOLV, was present and briefed the Commission on their current SOLV program, accomplishments and need for an additional \$6,000. He said the additional funds will provide mainly for anti-litter related material, such as teacher classroom kits, curriculum aids, litter projects, litterbags, brochures, coloring books, posters, litter buttons and slide presentations to be used by teachers and students. The Commission unanimously approved an addendum to their agreement (Stop Oregon Litter and Vandalism, Inc.) for the anti-litter program to increase the current limitation from \$15,000 to \$21,000.

Mr. Coulter explained that the 1982 Surface Transportation Act (which includes a 5-cent per gallon tax increase) would result in \$45 million additional federal-aid for fiscal year 1983. He said as a result of this, 24 approved projects in the Six-Year Program will be advanced for contract in 1983. He also asked for approval of six high priority resurfacing projects (primary funded) which will be prepared for contract within the next 90 days. These projects were currently listed in the Six-Year Program as "unidentified" resurfacing projects. He also requested approval to proceed with two FLH funded projects. The Commission unanimously added the following projects to the Six-Year Highway Improvement Program for 1983 construction:

PRIMARY FUNDED PROJECTS						
REGION	HIGHWAY	SECTION	WORK	TOTAL EST. CONSTRUCTION COST (\$1,000)	PRIMARY FUND (\$1,000)	STATE FUND (\$1,000)
1	Sandy Blvd.	Grand Ave.-E. Portland Fwy.	Overlay (Intermittent)	\$ 800	\$ 705	\$ 95
1	Mt. Hood	Sandy MCL-Wapinitia Rd.	Overlay (Intermittent)	650	570	80
2	Lower Col. R.	Gnat Creek - Westport	Overlay	1,710	1,510	200
3	Willamette	Salmon Creek - Salt Creek	Overlay	2,050	1,810	240
4	The Dalles/ Calif. Hwy.	Lenz Rd. Fuego Road	Grade-U' Lay	5,380	4,740	640
5	Mallows Lake	Booth Lane - Imbler	O' Lay-Culvert	1,020	1,430	190
TOTAL				\$12,210	\$10,765	\$1,445

FLH FUNDED PROJECTS							
REGION	HIGHWAY	SECTION	WORK	TOTAL EST. CONSTRUCTION COST (\$1,000)	FLH FUND (\$1,000)	PRIMARY FUND (\$1,000)	STATE FUND (\$1,000)
4	Lakeview/Burns	Lake Abert - Valley Falls	O' Lay-Widen	\$ 4,000	\$2,600	\$1,200	\$ 200
5	Central Oregon	Harper Jct. - Malheur Rd.	Overlay	3,600	1,200	2,100	300
TOTAL				\$ 7,600	\$3,800	\$3,300	\$ 500

(continued on next page)

PROJECTS ADVANCED IN SIX-YEAR PROGRAM

PREFIX	HIGHWAY	SECTION	YEAR	TYPE OF WORK	COST
<u>FBI FUNDING</u>					
634194A	1	N. Tigard Intchge.-S. Tigard Intchge., Unit 1	87	G-P-Str-Sn-Sigs-Illum.	18,300
SUBTOTAL					\$ 18,300
<u>I-4R FUNDING</u>					
6201965	1	Goshen - Cottage Grove	84	O'LAY, (S.B. Lns, Int.)	6,010
6151977	1	N. Grants Pass Intchge.-Evans Cr.-Comb.	85	Sign-Safety-Illum.	1,345
6151977A	1	Evans Cr.-Rock Point-Comb.	85	Grade-Pave-Sign	2,018
6011968	6	South Baker Intchge.-Durkee	85	Overlay	3,142
6101994	1	Rice Hill-Metz Hill Intchge.	84	Overlay	1,733
6261428	2	Sundial - Sandy River	85	Pave-Illum.-Safety	760
6101905	1	S. Umpqua River (Fords) Bridge	83		630
6101905B	1	S. Umpqua River (Booth Ranch) Bridge, N. Bnd.	84		320
SUBTOTAL					\$ 15,958
<u>FAP FUNDING</u>					
0261938	26	Koss Island Bridge Section #5054 & 6767	84	Plane-Joints-O'LAY	1,383
0201433	1W	Wash. St.-High St. (6th & 7th Sts.) Eugene	86	G-P-Sigs-Sign	1,798
0291969	37	Wilson River - Jordan Creek	84	O'LAY-Widen	2,664
0021461	33	Corvallis/Newport Hwy. at 13th St. (Philomath)	86	2 PM Signal	70
0211902	9	Wells Corner - Fogarty Creek	87	Guardrail (Intermit.)	470
0151488	22	Rogue River - Mallory Ln. (Shady Cove)	86	Lt. Turn Lane	40
0151486	21	Green Springs Hwy. at Emigrant Park Rd.	87	G-P-Lt. Turn	71
0101998	45	M.P. 7.00 E.B.	86	Slow Vehicle Turnout	194
0051902	2W	L. Col. Riv. Hwy. @ Dike Road	83	Lt. Turn Refuge	155
SHW0001	16	Santiam Hwy. @ Wheeler St. (Lebanon)	86	Signal	52
ACS0002	31	Albany/Corvallis Hwy. @ Scenic Dr.	86	Lt. Turn Refuge	120
0271987	1W	Pacific Hwy. @ Hoffman Rd.	84	Lt. Turn Refuge	77
SUBTOTAL					\$ 7,094
<u>HBR FUNDING</u>					
5321902	532	Mallowa R. (Stein) Br. (HBR-C)	84	G-Structure	120
SUBTOTAL					\$ 120
<u>FLH FUNDING</u>					
1231485A	456	Crooked Creek - Flight Strip (Home), Unit 2	84	Overlay - Widen	1,044
1231485	456	Crooked Creek - Flight Strip (Home), Unit 1	83	Overlay - Widen	1,325
SUBTOTAL					\$ 2,369
GRAND TOTAL					43,841


Mr. Coulter said there was an item on the agenda for discussion regarding the Mission Street ramps in Salem. However, he would like to defer this because of action taken by the City Council the previous day.

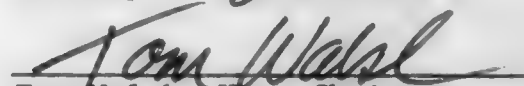
Mr. Coulter called on Mr. George to discuss the administrative rule establishing standards for signs identifying cultural and historical features for use on the interstate system. He said copies of these rules were placed before the Commission today. He mentioned the rules are in addition to the tourist-oriented directional sign regulations adopted by the Commission on January 5, 1983. These covered the primary and secondary highways. No requests for a formal hearing were received


from the public; however, a public information hearing had been held on January 4, 1983. He said the rules have been revised to take care of the comments received at the hearing. The Commission unanimously adopted these standards for signs identifying cultural and historical features. ("Administrative Rule No. 198" on file in Commission's files, Salem. The rule was filed with the Secretary of State on January 20, 1983, and effective that date. The rule will be published in the Secretary of State's Administrative Rule Bulletin on February 1, 1983.)


Mr. Coulter reported that at the last Commission meeting there was a presentation from Mr. Ron Stover of the Southwest Development Company requesting a traffic signal at the intersection of ORE99W (Pacific Highway West) and the McMinnville Bi-Mart Access, Yamhill County. He said the Traffic Engineering staff is working with the City and Mr. Stover to resolve the question whether the signal meets the warrants.

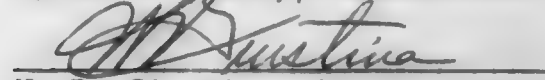
The meeting was adjourned at 11:55 a.m. by the Chairman.

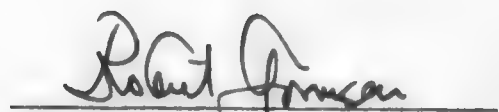

Anthony Yturri, Chairman


Tom Walsh, Vice Chairman


Peter J. Brax, Commissioner


Robert F. Dwyer, Commissioner


N. B. Giustina, Commissioner


Robert W. Gormsen, Manager
Commission Services

A

1-18-83

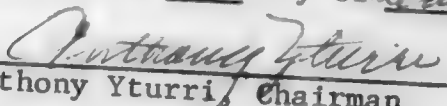
TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following agreement and report this action for your official records:

On November 29, 1982, I gave approval to Jack Sollis, Chief Counsel, for an agreement with Tillamook County for directional signing of the Oregon Coast Bike Route over certain county roads.

Dated this 13 day of December, 1982


Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED


STATE HIGHWAY ENGINEER

Date 12/9/82

TO: Oregon Transportation Commission

A

SUBJECT: Report of Actions Taken Under Delegated Authority

MINUTES 0 1-18-83

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
52006	Smith, Robert J. & Lois W.	\$ 13,800.00
52075	Circle K Food Stores	1,770.00
52679	Albert, Donald R. & Myralee	2,200.00
	3 Transactions	\$ 17,770.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 6 day of December, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

EST Hunter
STATE HIGHWAY ENGINEER
DATE: 12-3-82

A

1-18-83

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51323	Larsen, James B.	
52008	City of Ontario	\$ 14,000.00
52380	Hoekstre, Delbert	-0-
52905	Peters, David	100.00
52917	Haug, Ted	300.00
53053	Devonshire Investments	2,450.00
53070	Denny's Inc.	-0-
		-0-
	7 Transactions	\$ 16,850.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 13 day of December, 1982

Anthony Yturri
 Anthony Yturri, Chairman
 Oregon Transportation Commission

APPROVED

STATE HIGHWAY ENGINEER

Date

12/9/82

TO: Oregon Transportation Commission 1-18-83 A
SUBJECT: Report of Confirmation of Action Taken Under Delegated Authority

No. 1 Project Pendleton Signal Improvement
(Contract No. 9578)
Type of Work Traffic Signal Installation F.A. Proj. No. HES-000S(3)
County Umatilla Highway Pendleton-John Day
No. of Bidders 6 Low Bidder Cherry City Electric, Inc., Salem
'A' & 'B'
Low Bid \$ 216,337.19

Engineer's Recommendation: Award to low bidder subject to concurrence of the City of Pendleton and the FHWA and the sum of \$530.00 is deposited by the City.

No. 2 Project Lakewood Bay (N. Shore) Bridge
(Contract No. 9579)
Type of Work Structure F.A. Proj. No. BROS-0303(1)
County Clackamas Highway N. Shore Road
No. of Bidders 19 Low Bidder Steve Pyles General Contractor, Inc., Salem
Low Bid \$ 33,495.23

Engineer's Recommendations: Award to low bidder.

No. 3 Project Jewell Jct.-M.P. 23.8 Section (Contract No. 9580)
RS-132(2)
Type of Work Grading and Paving F.A. Proj. No. & F-HES-27-1(8)
County Clatsop Highway Fishhawk Falls & Sunset
Comco Construction, Oregon LTD,
No. of Bidders 14 Low Bidder dba Salem Road & Driveway, Salem
Low Bid \$ 611,362.15

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: LT Contractors, Inc.	\$619,215.25
3rd Bidder: Baker Rock Crushing	\$629,162.00

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 12-22-82

A

1-18-83

No. 4 Project Oregon Coast Highway @ North Bay Drive (North Bend)
(Contract No. 9581)
Type of Work Grading and Paving F.A. Proj. No. F-2-2(14)
County Coos Highway Oregon Coast
No. of Bidders 3 Low Bidder Johnson Rock Products, Inc., North Bend
Low Bid \$ 127,849.05

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Parker Paving Corp.	\$162,611.86
3rd Bidder: Bracelin-Yeager	\$177,307.00

No. 5 Project Oakland/Shady Hwy. at Elkton/Sutherlin Hwy.
(Contract No. 9582)
Type of Work Grading, Paving & Signals F.A. Proj. No. RS-110(5)
County Douglas Highway Oakland-Shady
No. of Bidders 6 Low Bidder Roseburg Paving, Inc., Roseburg
Low Bid \$ 102,625.50

Engineer's Recommendations: Award to low bidder.

No. 6 Project Wilbur Section
(Contract No. 9583)
Type of Work Grading and Paving F.A. Proj. No. RS-110(4)
County Douglas Highway Oakland-Shady
No. of Bidders 13 Low Bidder Henry H. Miller Contractor, Inc., Wilbur
Low Bid \$ 118,146.43

Engineer's Recommendations: Award to low bidder.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 12-22-82

A

1-18-83

No. 7 Project Elanco Lane-Donovan Drive (Eugene)
 Type of Work Grading & Paving (Contract No. 9584)
 F.A. Proj. No. SOS-2003(2)
 County Lane Highway Norkenzie Road
 No. of Bidders 10 Low Bidder LaDuke Construction, Eugene
 Low Bid \$ 75,220.10

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the City of Eugene and the sum of \$64,250.00 is deposited by the City.

2nd Bidder: Berg-Stubbert Construction \$80,036.75
 3rd Bidder: Kip Construction Co. \$80,435.50

No. 8 Project Steel Bridge-NW 14th Ave. (Portland)
 Type of Work Grading, Paving, Illumination and Signals (Contract No. 9585)
 F.A. Proj. No. IX-9300(8)
 County Multnomah Highway FAU 9300
 No. of Bidders 7 Low Bidder Eudaly Bros., Portland
 Low Bid \$ 1,576,845.36

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the City of Portland and the FHWA and the sum of \$256,580.00 is deposited by the City.

2nd Bidder: R. A. Hatch Co. \$1,736,476.50
 3rd Bidder: Cascade Construction Company \$1,925,504.00

No. 9 Project Sunset Hwy.-Walker Rd., Unit 2
 Type of Work Grading, Paving & Signals (Contract No. 9586)
 F.A. Proj. No. IX-9043(4)
 County Washington Highway FAU 9043 (NW 185th Avenue)
 No. of Bidders 8 Low Bidder Hamilton Electric, Inc., Eugene
 Low Bid \$ 218,715.31

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA and Washington County and the sum of \$77,150.00 is deposited by the County.

2nd Bidder: Cherry City Electric, Inc. \$242,196.65
 M & J Electric, Inc. \$244,420.46

APPROVED BY CHAIRMAN
 ANTHONY YTURRI

DATE 12-22-82

A

1-18-83

No. 10 Project Lyons and Ellsworth Sts.
(Contract No. 9575)
Type of Work Grading and Paving F.A. Proj. No. F-10(3)
County Linn Highway Albany-Corvallis
No. of Bidders 6 Low Bidder Morse Bros., Inc., Lebanon
Low Bid \$ 1,030,097.70

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the City of Albany and the FHWA and the sum of \$247,500.00 is deposited by the City.

2nd Bidder:	Wildish Corvallis Construction	\$1,062,623.50
3rd Bidder:	Comco Construction dba Salem Road and Driveway, Co.	\$1,215,505.00

On December 22, 1982, I accepted the State Highway Engineer's recommendation for award of the above projects on which bids were received December 16, 1982, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 3, 4, 7, 8, 9 and 10, if the low bidder fails to meet Minority Business Enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 30 day of December, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

TO: Oregon Transportation Commission

A

1-18-83

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
	Toombs, Robert D. & Hazel M.	\$
52013	Jones, Lloyd L. & Dorothy I.	6,384.00
52642	City of Drain	1,200.00
52872	Bar V. M., Inc.	3,180.00
52964	Barker, Charles, D.	3,400.00
	4 Transactions	\$ 14,164.00

(2) Agreement with Association of Oregon Counties pertaining to the administration of the Federal Aid Secondary-County (FAS-C) Program in Oregon for the 36 counties has been approved by the delegates at their annual meeting and signed by their President. The agreement relates to the Federal Aid Program funded from the Congressional Legislation and the Federal Aid Highway Act. The document further stipulates that the procedures set forth may be temporarily suspended or modified by State/AOC as necessary to conform to new "Legislation". The terms of the agreement cover not only funding, but also system eligibility and selection, project application and investigation, selection, engineering, right of way, utilities, maintenance, etc. The agreement will be reviewed on a biennial basis as to revision requirements. (Program Management)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 30 day of December, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

H. S. Saults
STATE HIGHWAY ENGINEER

Date 12/17/82

TO: Oregon Transportation Commission MINUTES OF 1-18-83
SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50955	Louisiana-Pacific Corp.	\$ 1,200.00
51853	Ferguson, Murl D. and Kay A.	100.00
52013	Today Outdoor Advertising Inc.	2,566.00
52883	First Interstate Bank, Trustee	3,175.00
53025	Harper, Dorothy M., et al	4,250.00
	5 Transactions	<u>\$ 11,291.00</u>

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 30 day of December, 1982

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

H. J. Cault
STATE HIGHWAY ENGINEER

DATE: 12/27/82

B

1-18-83

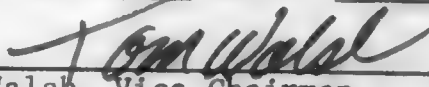
TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken
Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following agreement and report this action for your official records:

On October 22, 1982, approved an agreement between the Motor Vehicles Division and the Department of Human Resources, Senior Services Division, for DMV to prepare identification cards for DHR. DMV has the equipment to make the identification cards at its field offices and DHR will pay the cost of preparing cards. I authorized the Administrator of Motor Vehicles to sign the agreement.

Dated this 15 day of December, 1982



Tom Walsh, Vice Chairman
Oregon Transportation Commission

C

1-18-83

DATE: January 10, 1983
TO: Oregon Transportation Commission
SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report them for your official records:

- 1) On December 10, 1982, signed Settlement Agreement between an employee of the Department of Transportation, Glenn A. Eaton; the Association of Engineering Employees; the Labor Relations Division of the Executive Department, and the Department of Transportation. This agreement resolves an employee grievance.
- 2) On January 3, 1983, L. W. Rulien, Assistant Director for Administration, signed on my behalf a Memorandum of Agreement between the Executive Department and the Department of Transportation. This agreement provides for a job rotation for Kathleen Carter from the Department of Transportation to the Executive Department during the 1983 Legislative Session as an Assistant Budget Analyst. Employee will remain on Department of Transportation payroll and return to her assigned work upon completion of the assignment.

*confidential
for review
only*

Dated this 10th day of January, 1983.

Fred D. Miller

Fred D. Miller, Director

TO: Oregon Transportation Commission

D
1-18-83

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

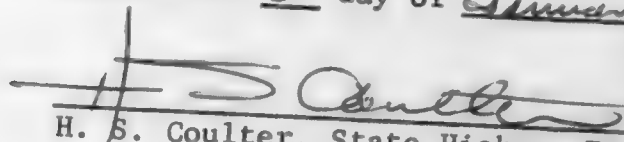
- 1) Work on Chemawa Interchange Section of Pacific Highway in Marion County. Bids received November 18, 1982. Contract No. 9568 awarded December 10, 1982, to RDM Constructors, Inc., Salem, at \$4,750,084.15 (Alternate A).
- 2) Traffic signal installation on the Division Street N.E.-Trade Street S.E. (Salem) Section of FAU 1705 (Front Street) in Marion County. Bids received November 18, 1982. Contract No. 9569 awarded December 10, 1982, to Linnco Electric Co., Albany, at \$14,974.
- 3) White River Bridge on FAS B407 in Wasco County. Bids received November 18, 1982. Contract No. 9570 awarded December 6, 1982, to A. K. Lundmark & Son, Inc., Colton, at \$164,056.
- 4) Traffic signal interconnect installation on the S. W. Lombard Avenue-S.W. 107th Avenue (Beaverton) Section of the Beaverton-Hillsdale Highway in Washington County. Bids received November 18, 1982. Contract No. 9571 awarded December 10, 1982, to Hertz Electric, Inc., Albany, at \$58,280.
- 5) Work on S. E. 97th Avenue-S.E. 122nd Avenue, Unit 1, Section of FAU 9718 (Sunnyside Road) in Clackamas County. Contract No. 9573 awarded December 7, 1982, to Riedel International, Inc., Portland, at \$317,000. Bids received November 18, 1982.
- 6) Amazon Creek (Danebo Road) Bridge in Eugene, Lane County. Bids received November 18, 1982. Contract No. 9574 awarded December 6, 1982, to Steve Pyles General Contractor, Inc., Salem, at \$182,390.44.
- 7) Work on S. E. Stark Street-S.E. Division Street Section of 242nd Drive in Multnomah County. Bids received on November 18, 1982. Contract No. 9577 awarded December 7, 1982, to Oregon Asphaltic Paving Co., Portland, at \$459,676.30.
- 8) Pendleton Signal Improvement Project on Pendleton-John Day Highway in Umatilla County. Bids received on December 16, 1982. Contract No. 9578 awarded January 4, 1983, to Cherry City Electric, Inc., Salem, at \$216,337.19 (Alternate A + B).

D

1-18-83

- 9) Work on Jewell Jct.-M.P. 23.8 Section of the Fishhawk Falls and Sunset Highways in Clatsop County. Bids received on December 16, 1982. Contract No. 9580 awarded on December 22, 1982, to Comco Construction, Oregon Limited dba Salem Road and Driveway Co., Salem, at \$611,362.15.
- 10) Work on Oregon Coast Highway at North Bay Drive in Coos County. Bids received December 16, 1982. Contract No. 9581 awarded on December 22, 1982, to Johnson Rock Products, Inc., North Bend, at \$127,849.05.

Dated this 5 day of January, 1983


H. S. Coulter, State Highway Engineer

1-5-83

D

1-18-83

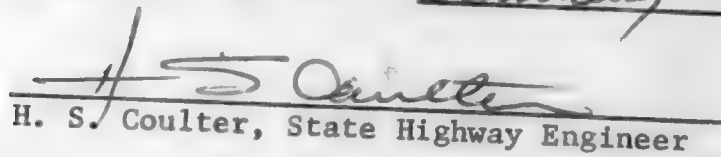
TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved the action listed below and report this action for your official records:

- 1) On December 21, 1982, approved a pedestrian cross-walk on the Salem-Dayton Highway No. 150 (Wallace Road N. W.) at 7th Street N.W. in Salem, Polk County, M.P. 20.48.

Dated this 5 day of January, 1983


H. S. Coulter, State Highway Engineer

1-6-83

D
1-18-83

QUARTERLY REPORT OF PROPERTY DAMAGE CLAIMS
MADE AND COLLECTED BY STATE HIGHWAY DIV. LEGAL SECTION
Period From 10-1-82 Thru 12-31-82

	No.	Amount
Claims Pending at Beginning of Period	<u>100</u>	\$ <u>194,128.71</u>
Claims Pending at End of Period	<u>93</u>	\$ <u>165,240.17</u>
<hr/>		
Money Collected During Period		
Installment Payments	<u>48</u>	\$ <u>2,181.13</u>
Compromise Payments	<u>10</u>	\$ <u>12,263.29</u>
Payments in Full	<u>86</u>	\$ <u>137,388.52</u>
TOTAL		\$ <u>151,832.94</u>
<hr/>		
Claims Abandoned During Period	<u>7</u>	\$ <u>7,361.50</u>
<hr/>		
Damage Cases (Actions Filed)	<u>57</u>	\$ <u>58,037.15</u>
Uncollected Judgments	<u>*</u>	\$ <u>---</u>

* Referred to Department of Revenue for collection.

E
1-18-83

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under delegated authority, the following contracts were accepted as being completed according to specifications:

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Cascade Const. Co., Inc. No. 9308	W. Fork Dairy Cr.-Tillamook Jct. Washington County	December 3, 1982
Nelson-Deppe, Inc. No. 9302	Austin Jct. Project Grant County	December 3, 1982
Ontario Asphalt Paving Co. No. 9265	Central Ore. Hwy. @ Succor Cr. Hwy. (Nyssa) Malheur County	December 7, 1982
Ajax Elec. Co., Inc. No. 9409	Pac. Hwy. W. @ SW 78th Ave. (Tigard) Washington County	December 7, 1982
Eucon Corp. of Idaho No. 9434	Juniper Canyon Rd.- Lexington/Echo Hwy. Morrow County	December 8, 1982
Hamilton Electric, Inc. No. 9336	Center St. @ Lancaster Dr. (Salem) & Lancaster Dr. @ Market St. (Salem) Marion County	December 8, 1982
Bracelin-Yeager Excavating No. 9261	Powers Wayside Coos County	December 8, 1982
JAL Construction, Inc. No. 9479	Ochoco Cr.-Barnes Butte Rd. Crook County	December 10, 1982
Suomi Enterprises, Inc. No. 9425	Baldock Safety Rest Area Clackamas County	December 17, 1982
Select Contractors, Inc. No. 9473	Region 3 (6 cities Pavement Marking Project) Douglas & Jackson Counties	December 17, 1982
Howard Logsdon Logging No. 9478	Ukiah Rock Production Umatilla County	December 17, 1982

E

1-18-83

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
R.J. Taggard Const., Inc. No. 9471	Canyonville Rock Production Douglas County	December 17, 1982
Kniestadt & Sons No. 9433	Blackhorse Cr. (Lexington) Br. Morrow County	December 20, 1982
R. A. Hatch Co. No. 9355	NE 112th Ave.-NE 148th Ave. Multnomah County	December 20, 1982
Swanston Equipment Co. No. 9426	Col. Co. Pavement Marking #2 Columbia County	December 22, 1982
Angell Asphalt & Aggregate, Inc. No. 9370	Reedsport-Dean Creek Douglas County	December 22, 1982
Select Contractors, Inc. No. 9428	Marion Co. Pavement Marking #2 Marion County	December 22, 1982
Eugene Sand & Gravel, Inc. No. 9475	Poterf Cr.-Poodle Cr. Lane County	December 22, 1982
Bayview Transit Mix, Inc. No. 9494	19th St.-Astor Column (Astoria) Clatsop County	December 23, 1982
Morse Bros., Inc. No. 9411	SPRR X'ing.-Lebanon Ditch Linn County	December 23, 1982
H2O Blasters, Inc./H2O Contractors, Inc. No. 9463	Willamette River (Oregon City Arch) Bridge Clackamas County	December 28, 1982
A & R Const., Inc. dba Laco Const. Co. No. 9398	Willow Creek Bridges Malheur County	December 28, 1982
Hyland Bros. Const., Inc. No. 9417	Springfield Downtown Transit Station Lane County	December 29, 1982
Hamilton Electric, Inc. No. 9129	Division St. NE-Trade St. SE (Salem) Marion County	December 29, 1982
Halcyon Painting No. 9496	SPRR O'Xing (Albany) Linn County	December 29, 1982

E
1-18-83

Contractor and
Contract No.

Section and County

Acceptance
Date

Douglas S. Coats, Inc.
No. 9325

NW 2nd St.-Old Oregon
Trail Hwy.
Malheur County

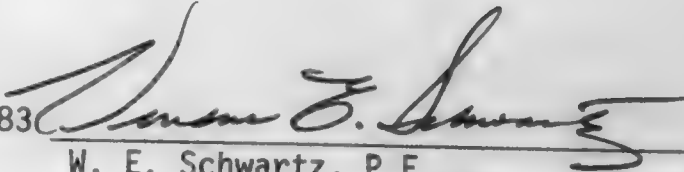
December 30, 1982

Sims Electric, Inc.
No. 9408

E. 1st St. @ E. Revere
St. (Bend)
Deschutes County

December 30, 1982

January 3, 1983


W. E. Schwartz, P.E.
Asst. State Highway Engineer

1-18-83

January 1983

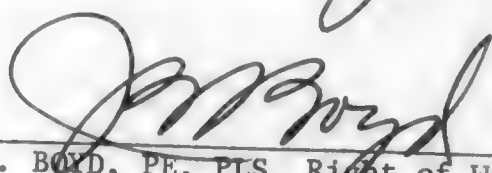
TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Service Contract with Southern Pacific Transportation Co. for installation of grade crossing protection devices at E. 5th Avenue (Albany) in Linn County. Approved December 7, 1982. RR 1114 (23-50).
- (2) Service Contract with Southern Pacific Transportation Co. for work to be performed on the East Portland Freeway - S.E. 122nd Avenue Section of the Clackamas Highway in Clackamas County. Approved December 9, 1982. RR 1107, File 51332 (23-50).
- (3) Service Contract Agreement with Southern Pacific Transportation Company for installation of grade crossing protection devices at West Grant Street (Lebanon) in Linn County. Approved December 17, 1982. RR 1115 (23-50).
- (4) Sale of 2,973 square feet excess property on the Harbor Drive - Barbur Blvd. Section of the Pacific Highway in Multnomah County for a minimum consideration of \$1,500. Approved December 20, 1982. File 26364 (23-43).
- (5) Sale of 3,578 square feet excess property to use in trade to the abutting property on the SE 50th - SE 92nd Avenue Section of the Mt. Hood Highway in Multnomah County. Approved December 20, 1982. File 47749, 50904 (23-43).
- (6) Sale of 1,500 square feet excess property in the Harbor Drive - S.W. 12th Street Section of the Pacific Highway in Multnomah County for a minimum consideration of \$1,000. Approved December 20, 1982. File 19392 (23-43).
- (7) Sale of 5,476 square feet excess property on the Harbor Drive - Barbur Blvd. Section of Pacific Highway West in Multnomah County for a minimum consideration of \$6,200. Approved January 3, 1983. File 22737 (23-43).

Dated this 6 day of January, 1983.


J. B. BOYD, PE, PLS, Right of Way Manager

- 4969 -

JBB:lm

F

1-18-83

COM 4

January 1983

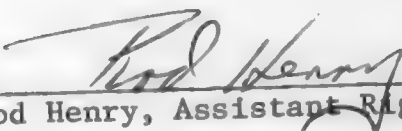
TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Assistant Right of Way Manager in the absence of the Right of Way Manager, (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Right of Way Services Agreement with Washington County for Appraisal Review on the Tualatin River Bridge Section of Fern Hill Road in Washington County. Approved December 15, 1982. Agr. 217. Misc. C & A 7540 (23-45).
- (2) Right of Way Services Agreement with the City of Gresham for the Powell Blvd.-Heiney Road Section of S.E. 223rd Avenue-Towle Avenue in Multnomah County. Approved December 15, 1982. Agr. 218. Misc. C & A 6742 (23-45).

Dated this 6 day of January, 1983.


Rod Henry, Assistant Right of Way Manager

RJH:lm

G

1-18-83

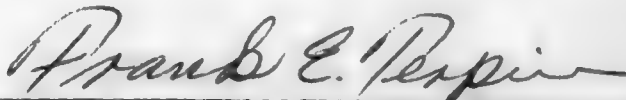
CONSENT TO ANNEXATION

The State of Oregon, by and through its Department of Transportation, Highway Division, does hereby consent to the annexation to the City of Ontario all that real property belonging to it (comprising that certain area of Olds Ferry-Ontario Secondary Highway No. 455 in Sections 5, 7 and 8, Township 18 South, Range 47 East, Willamette Meridian, Malheur County, Oregon) lying within the boundaries outlined in Exhibit A attached hereto and by reference made a part hereof.

The State Highway Engineer, acting under delegated authority from the Oregon Transportation Commission, authorized the Location Engineer to approve and execute the Consent to Annexation on behalf of the Commission.

Date this 16th day of November, 1982.

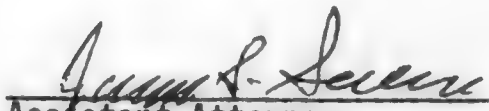
STATE OF OREGON, by and through its Department
of Transportation, Highway Division.



Frank E. Terpin, Location Engineer

Approved November 16, 1982

APPROVED AS TO
LEGAL SUFFICIENCY


Assistant Attorney
General

Original Consent form and Exhibit on
file in General Files, Salem.

Date 11-17-82

H

1-18-83

TO: Oregon Transportation Commission

SUBJECT: Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized the State Parks Administrator, or his designate, in an official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith, the Parks Administrator or his designate has approved the following actions and report them for your official records.

On June 2, 1982, approved a survey and planning agreement HSPP 8209 with Douglas County for a comprehensive survey, in the amount of \$15,000.

On June 24, 1982, approved a survey and planning agreement with Rick Minor, archeologist, for Clatsop County Archeological Study, in the amount of \$600.

On June 29, 1982, approved a survey and planning agreement HSPP 8206 with Linn County Planning Department for Linn County Survey project, in the amount of \$22,0963

On July 1, 1982, approved a survey and planning addendum 8013 (8204) with the City of Portland for Portland Survey, Phase II, in the amount of \$56,830 (\$19,000 from 8204).

On July 13, 1982, approved a survey and planning agreement 8214 with the University of Oregon for Oregon State Museum of Anthropology comprehensive survey in the amount of \$7,500.

On August 26, 1982, approved a survey and planning agreement with Hardy Meyers and Fred Heard, Legislative Administrative Committee, for Historic Preservation Task Force HSPP 8201, in the amount of \$25,000.

On September 3, 1982, approved W. J. Bowerman's request to construct a ten-foot porch on the north, south, and west sides of an existing single-family dwelling within the John Day River Scenic Waterway in Wheeler County.

On September 7, 1982, approved a survey and planning agreement HSPP 8202 with Washington County Museum for Washington County Survey, in the amount of \$10,170.

On September 15, 1982, approved M. M. Williamson's request to construct a road within the Clackamas River Scenic Waterway in Clackamas County.

On September 21, 1982, approved a survey and planning agreement with Thomas Michael Raley for a State Historic Preservation Office intern, in the amount of \$400.

1-18-83

Oregon Transportation Commission
Page 2

On October 6, 1982, approved Gregory Hartman's request to remove topsoil within the Clackamas River Scenic Waterway in Clackamas County.

On October 12, 1982, approved Nick Kaiser's request to construct a cabin within the Deschutes River Scenic Waterway in Wasco County.

On October 18, 1982, approved Russell Hill's request to install a TV Satellite receiving antenna within the Rogue River Scenic Waterway in Curry County.

On November 1, 1982, approved Frances B. Russell's request to place a TV satellite antenna within the Rogue River Scenic Waterway in Curry County.

On November 29, 1982, approved a maintenance and administration agreement with Mission Mill Museum Association, Marion County, for Thomas Kay Woolen Mills, in the amount of \$15,000. Contained pages that were missing from previously signed contract.

On November 30, 1982, approved a survey and planning agreement with the Consolidated Chinese Benevolent Association, Multnomah County, for Chinatown study, in the amount of \$2,500.

On December 2, 1982, executed a flowage easement in favor of the Corps of Engineers at Mayer and Koberg Beach State Parks, Wasco County, to accommodate the Bonneville pool. Corps of Engineers expended substantial funds in rehabilitation and improvements at these parks to offset effects of the increased pool elevation.

Dated this 3 day of Dec, 1982


David G. Talbot
State Parks Administrator

DGT/js

H

TO: Oregon Transportation Commission

1-18-83

SUBJECT: Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized the State Parks Administrator, or his designate, in an official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith, the Parks Administrator or his designate has approved the following actions and report them for your official records.

On December 20, 1982, approved Herbert T. Reha's request to install a TV receiving antenna within the Rogue River Scenic Waterway in Curry County.

On December 20, 1982, approved Robert P. Doerr's request to install a TV satellite receiving antenna within the Rogue River Scenic Waterway in Curry County.

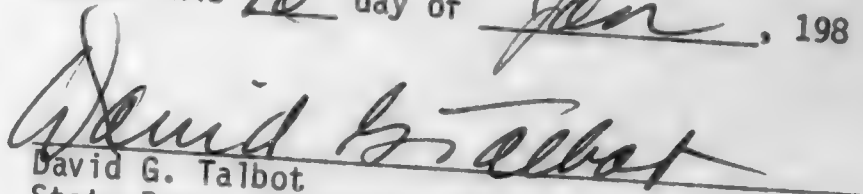
On December 20, 1982, approved Russell Hill's request to install a TV satellite receiving antenna within the Rogue River Scenic Waterway in Curry County.

On December 20, 1982, approved Bernard Jackson's request to install a TV receiving antenna within the Rogue River Scenic Waterway in Curry County.

On December 20, 1982, approved Shirley Shorb's request to install a TV satellite receiving antenna within the Rogue River Scenic Waterway in Curry County.

On December 21, 1982, approved Clarence Wishard's request to construct a single family dwelling within the Deschutes River Scenic Waterway in Jefferson County.

Dated this 10 day of Jan, 198


David G. Talbot
State Parks Administrator

DGT/md

I

1-18-83

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On DEC 23, 1982, \$3,034,250.40 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of NOV, 1982.

On DEC 30, 1982, \$1,819,068.38 (12.17% of the Highway Fund) was distributed to the cities for the month of NOV, 1982.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 27TH day of DEC, 1982

V. E. Skoog

V. E. Skoog, Controller
Highway Division

Attachments

cc: Fred Miller
John Earley

REPORT OF CASES FILED BY AND AGAINST THE DEPARTMENT OF TRANSPORTATION

L-8320 Matthew Doney vs. State of Oregon. This lawsuit arises out of an accident that occurred on March 29, 1982 in which a vehicle driven by the plaintiff was struck by another vehicle on a bridge on U.S. Highway 26, in Clatsop County. The plaintiff is alleging the negligence of the State in not sanding the highway or warning of the icy conditions. The cause of the accident was the other vehicle skidding over into the plaintiff's lane of travel. The plaintiff is seeking \$182,000.00 in general damages and an unspecified amount of special damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-8321 Kathleen P. Roberts vs. Wildish Construction Company, et. al. This case arises out of an accident that occurred on Highway 58 in the city of Oakridge, Lane County, on May 29, 1981 in which the plaintiff was riding down a sidewalk during the reconstruction of the city street and fell off the sidewalk and dropped approximately two feet onto the highway surface. The defendant is alleging that the contractor and the State were negligent in failing to provide a rail, failing to close off the sidewalk and failing to warn of the danger. The plaintiff is seeking \$40,000.00 in general damages and medical expenses. The matter has been referred to the Attorney General's office for the defense of the State.

L-8340 Gary Jordon, et. al. vs. Multnomah County, et. al. in the United States District Court for Oregon. This case involves the overcrowding of Rocky Butte Jail, in Multnomah County, and the construction of the detention facility in the new Justice Center. The original lawsuit did not involve the State but the proposed early opening of I-205 past Rocky Butte Jail before it is vacated may possibly involve the State in a lawsuit and therefore a file has been established and the matter is being handled by the Attorney General's office.

REPORT OF CONDEMNATION CASES SETTLED

Defendant	State's Offer	State's Highest Appraisal	Amount of Settlement
Nabco Industries et. al. L-8077 R-46067	\$118,500	\$118,500.00	\$130,000.00
Section: 50th Ave. - 92nd Ave. Highway: Mt. Hood County: Multnomah			
G. M. Low, et. al. L-7875 R-4372-D	\$6,100	\$6,100.00	\$10,000.00
Section: Iron Mt. Quarry Highway: Oregon Coast Highway County: Lincoln			

REPORT OF SETTLEMENT OR DISPOSITION OF CASES OTHER THAN CONDEMNATION

Plaintiff	Defendant	Cause of Action	Demand of Plaintiff
John Bryant L-8307	Ladd and State and County	For injunction and to set aside nonconforming use permit.	That the State be enjoined from using Smullin Quarry
County: Hood River Disposed of by: State agrees not to use Smullin Quarry as a prospective source for a highway contract or a site for a crusher or hot plant. Plaintiff agreed to dismiss this case, an appeal to LUBA and an appeal to the Hood River County Court			
City of Pendleton L-8275	Oregon Highway Division	Lien Foreclosure Suit	To foreclose a \$1,090.10 street improvement lien, plus interest, plus attorney fees
County: Umatilla Disposed of by: Lump sum settlement of \$1,000.00			

REPORT OF CONDEMNATION CASES SETTLED

<u>Defendant</u>	<u>State's Offer</u>	<u>State's Highest Appraisal</u>	<u>Amount of Settlement</u>
Carl Taylor L-8150 R-51997	\$600	\$600.00	

Section: Willamette River/1-205
Highway: Columbia River (Banfield)
County: Multnomah
Settled by Right of Way

A. J. Stein et. al. L-8021 R-51379	\$44,500	\$44,500.00	\$52,000.00
---	----------	-------------	-------------

Section: E. Portland Fwy. - Rock Creek
Highway: Clackamas
County: Clackamas

Charles Bryden et. al. L-8130 R-51400	\$20,500	\$20,500.00	
--	----------	-------------	--

Section: E. Portland Fwy. - Rock Creek Corner
Highway: Clackamas
County: Clackamas
Settled by Right of Way

S. H. Brown L-7734 R-49854	\$120,000	\$99,500.00	\$120,000.00
----------------------------------	-----------	-------------	--------------

Section: Little Nestucca River - Neskowin
Highway: Oregon Coast
County: Tillamook

REPORT OF SETTLEMENT OR DISPOSITION OF CASES OTHER THAN CONDEMNATION

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>
City of Pendleton L-8276	Oregon Highway Division	Lien Foreclosure Suite	To foreclose \$876.07 sewer lien, plus interest, plus attorney fees

County: Umatilla
Disposed of by: Lump sum settlement of \$800.00

State L-8298	Charlotte S. Demitrakikes	Light pole and light, meridian barrier and landscaping	\$3,776.67
-----------------	---------------------------	--	------------

Highway: Pacific Hwy. #1
County: Clackamas
Disposed of by: Settlement for \$2,500.00

REPORT OF TRIAL OF OTHER CASES
STATE DEFENDANT

<u>Plaintiff</u>	<u>Cause of Action</u>	<u>Demands of Plaintiff</u>	<u>Verdict or Judgment</u>
Sharon Haynes L-7957	Personal Injury	\$215,227.06	For State

Attorney Fees: None
County: Multnomah
Highway: 218
Court Costs: None

REPORT OF CONDEMNATION CASES SETTLED

<u>Defendant</u>	<u>State's Offer</u>	<u>State's Highest Appraisal</u>	<u>Amount of Settlement</u>
Alfons DeSmet L-8284 R-51315	\$11,050	\$11,050.00	\$15,034.36
Section: Willamette River/I-205 Sec. Highway: Columbia River County: Multnomah Settled by Right of Way			

Albertson's Inc. L-8250 R-51936	\$6,900	\$6,900.00	\$6,900.00
--	---------	------------	------------

Section: SW Murray Blvd. - SW Alice Lane
Highway: SW Allen Blvd.
County: Washington
Settled by Right of Way

REPORT OF TRIAL OF OTHER CASES

<u>Defendant</u>	<u>Cause of Action</u>	<u>Demands of Plaintiff</u>	<u>Verdict or Judgment</u>
Robert W. Louis L-8109	Guardrail	\$1,002.36	\$1,002.36 plus 9% interest
Attorney Fees: \$300.00 County: Union Driver's license is suspended.		Court Costs: \$42.00	

Timothy Sowell L-8167	Wood pole and street lights	\$448.00	\$448.00 plus 9% interest
--------------------------	-----------------------------	----------	---------------------------------

Attorney Fees: \$185.00
County: Jackson
Highway: Highway 99N.

Court Costs: \$54.50

MINUTES
of the
OREGON TRANSPORTATION COMMISSION MEETING
held on
February 14, 1983

February 14, 1983
Salem, Oregon

The Oregon Transportation Commission held its regular monthly meeting in the Conference Room (122) of the Transportation Building in Salem beginning at 2 p.m. Notice of the meeting had been made by press release to the newspapers of general and local circulation throughout the State. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
Peter J. Brix, Member
N. B. Giustina, Member
Robert F. Dwyer, Member
Fred D. Miller, Director of Transportation
Jack Sollis, Chief Counsel
Larry Rulien, Assistant Director for Administration
George Bell, Assistant Director for Intergovernmental
and Public Affairs
David Moomaw, Administrator of Motor Vehicles Division
David Talbot, Administrator of Parks and Recreation
Division
Paul Burket, Administrator of Aeronautics Division
Dennis Moore, Administrator of Public Transit Division
H. S. Coulter, State Highway Engineer
W. E. Schwartz, Assistant State Highway Engineer
for Operations
R. N. Bothman, Assistant State Highway Engineer for
Administration
Shirley Eads, State Travel Director
Jane Cease, State Representative
Ed Hardt, Metro Region Engineer
Dale Wilken, Division Administrator, Federal Highway
Administration
Joe Christian, DOT Fiscal Officer
Robert W. Gormsen, Manager, Commission Services

There were other staff members present, as well as representatives of the news media.

The Chairman read the following tribute to Forrest Cooper, retired State Highway Engineer who died on January 18, 1983, and directed that it be made a part of the minutes.

" Forrest Cooper grew up with Oregon's Highway Division. He joined it as a young man in 1922, only five short years after the first Highway Commission was appointed.

He labored long and hard, along with the Commission, to help get Oregon "out of the mud," and provide it with a highway system that would spur the economic growth of the state.

His accomplishments are an example of what can be done when one sets a goal, and is determined to attain it. He was largely a self-taught engineer, obtaining his civil engineering degree through a correspondence school. He became a registered professional engineer in 1932.

He displayed sheer determination in his climb through the ranks to become State Highway Engineer, a position he reached on December 8, 1961. He retired on June 30, 1970, following 48 years of dedicated service to the state, all with the Highway Division.

Forrest Cooper lived to see his dream realized. Oregon got "out of the mud," and during his lifetime received international acclaim for its highway system. Much of this acclaim was due to his leadership and desire to be first. For years, Oregon led the nation in its completion of the Interstate System.

His distinguished career came to an end in a Portland hospital on January 18, just two weeks after he had celebrated his 80th birthday. We are proud of his service to the Highway Department, and to the people of Oregon."

The Chairman thanked Vice Chairman Tom Walsh for his many years of service to the Oregon Transportation Commission. He mentioned he has served since 1975 and his term would have expired June 30, 1983. Governor Atiyeh has appointed him to the Land Conservation and Development Commission (LCDC), subject to Senate confirmation. Vice Chairman Walsh has been the Portland liaison with Multnomah County and has done a superb job. The Commission wished him well in his next endeavor.

The Commission unanimously approved the following items on the consent calendar.

- 1) Minutes of the Commission meetings of January 5 and 18, 1983.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2732" on file in Commission's files, Salem.)
- 3) Adopted resolution removing from the state highway system and abandoning four segments (approximately 0.88 mile) of old alignment in the Little Nestucca River Section of the Oregon Coast Highway in Tillamook County. ("Abandonment Resolution No. 581" on file in Commission's files, Salem.)
- 4) Request of Victor Durden to place a satellite television receiving antenna within the Rogue River Scenic Waterway in Josephine County, subject to the following stipulations agreed by Mr. Durden and the Bureau of Land Management:

1. Location - The antenna is to be moved approximately 15 to 20 feet west of the original location into a small grove of pine trees.
2. Screening - The antenna is to be screened with vegetation during all seasons of the year. To accomplish this, Mr. Durden has agreed to plant, encourage to grow and maintain evergreen type vegetation planted in such a manner as to effectively screen the dish from view from all positions on the Rogue River. Some of the plants will be five feet (5 ft.) tall or over when planted. (This is being required to speed up the time that it would take for the antenna to be completely screened.) Planting will begin as soon as possible after the antenna is moved to the agreed upon location.
3. Antenna Color - The antenna is to be painted muted earth tone in order to blend into the background vegetation.

(continued on next page)

- 5) Request of Sandra Olson to place a single family dwelling on T35S, R7, Section 25, TL 3504 within the Rogue River Scenic Waterway in Josephine County, subject to the following stipulations:

1. All vegetation on the property between the access road and the river shall be maintained. We are concerned about the removal of vegetation with a three inch DBH or larger. The Commission is to be notified prior to the removal of any trees that screen the house site from view from the river.
2. All soil disturbed during construction must be graded or reseeded as soon as possible.
3. All structures placed on the property at a later date in conjunction with the placement of the single family dwelling must be finished in muted tones appropriate to the natural surrounding.
4. All Josephine County Planning Department requirements shall be satisfied.
5. All State and Josephine County sanitation requirements shall be satisfied.
6. The Commission shall be notified when the construction is started and when completed.

- 6) Request of Mr. and Mrs. Delbert Jones to place a single family dwelling T35, R7, Section 25, TL 1000 within the Rogue River Scenic Waterway in Josephine County, subject to the following conditions.

1. All vegetation on the site between the structure and the river shall be maintained. We are concerned about the removal of vegetation with a three inch DBH or larger. The Commission is to be notified prior to removal of any trees that screen the house site from view from the river.
2. All soil disturbed during construction must be graded or reseeded as soon as possible.
3. All structures placed on the property at a later date in conjunction with the placement of the single family dwelling must be finished in muted tones appropriate to the natural surroundings.
4. All Josephine County Planning Department requirements shall be satisfied.
5. All State and Josephine County sanitation requirements shall be satisfied.
6. Placement shall begin in one year and be completed within six months after work begins.
7. The Commission shall be notified when placement has been started and when completed.

(continued on next page)

- 7) Amended OAR 734-20-060 relating to the design and construction of bikepaths, entitled Bikeway Design 1974. Since this manual was outdated, the Commission adopted the "American Association of State Highway and Transportation Officials Guide for Development of New Bicycle Facilities" dated October 3, 1981, with certain minor exceptions. Notice of the proposed amendment to the administrative rule adopting this new guide with modifications was published on January 1, 1983, in the Secretary of State's Bulletin and no requests for a hearing were received. "Administrative Rule No. 55A" containing the exceptions is on file in the Commission's files, Salem. The rule was filed with the Secretary of State on February 18, 1983, and effective that date. The rule will be published in the Secretary of State's Administrative Rule Bulletin on March 1, 1983.
- 8) Authorized increases in project authorizations on the following contracts:
 - a) Contract No. 9392 for a traffic signal on the Rogue Valley Highway at Valley View Road in Talent, Jackson County, in the amount of \$10,628.39 (21.7% increase).
 - b) Contract No. 9474 for work on John Day-Prairie City Section, John Day Highway, Grant County, in the amount of \$213,219.75 (7.95% increase).
 - c) Contract No. 9228 for the Hood River Bridge Section of the Mt. Hood Highway, Hood River County, in the amount of \$174,000 (6.95% increase).

(continued on next page)

9) Distribution of the Fiscal Year 1983 Federal Aid Secondary Funds to the individual counties of the State as follows:

FISCAL YEAR 1983 FAS ALLOCATION TO COUNTIES
February 1983

COUNTY	FEDERAL FUNDS	TOTAL FUNDS Including State's and Counties' Match money (Rounded to Thousands)
BAKER	\$ 89,232	\$ 101,000
BENTON	142,303	161,000
CLACKAMAS	402,345	457,000
CLATSOP	102,195	116,000
COLUMBIA	144,231	164,000
COOS	187,227	212,000
CROOK	80,148	91,000
CURRY	102,921	117,000
DESCHUTES	193,769	220,000
DOUGLAS	329,477	374,000
GILLIAM	58,078	66,000
GRANT	80,350	91,000
HARNEY	87,118	99,000
HOOD RIVER	96,516	109,000
JACKSON	283,157	321,000
JEFFERSON	95,072	108,000
JOSEPHINE	198,876	226,000
KLAMATH	136,140	154,000
LAKE	86,683	98,000
LANE	363,809	413,000
LINCOLN	123,153	140,000
LINN	223,770	254,000
MALHEUR	151,774	172,000
MARION	281,238	319,000
MORROW	94,910	108,000
MULTNOMAH	83,456	95,000
POLK	120,143	136,000
SHERMAN	59,127	67,000
TILLAMOOK	118,917	135,000
UMATILLA	190,890	217,000
UNION	98,614	112,000
WALLOWA	82,399	93,000
WASCO	95,121	108,000
WASHINGTON	183,476	208,000
WHEELER	50,519	57,000
YAMHILL	160,712	182,000
TOTAL	\$5,377,866	\$6,101,000

SUMMARY - FISCAL YEAR 1983 COUNTY FAS FUNDS

Total Federal Funds (50% of Oregon Apportionment less planning survey funds)	\$5,377,900
Plus estimated State Match Funds	361,550
Plus estimated County Match Funds	361,550
TOTAL FUNDS	\$6,101,000

NOTE: Above funds allocated to individual counties on basis of formula (25% equally, 60% on rural population, and 15% on rural county road mileage) proposed by Association of Oregon Counties and approved by Transportation Commission. Federal funds are estimated to represent approximately 88% of total county road FAS funds with State and County funds estimated to be approximately 6% each.

February 14, 1983

Written delegated authority reports had been mailed to the Commission prior to the meeting. These reports show the action taken by the following officials on behalf of the Commission pursuant to its duly adopted delegation orders. (Exhibits are on file in the Commission's files, Salem.)

Chairman of Transportation Commission	Exhibit A
Vice Chairman of Transportation Commission	Exhibit B
State Highway Engineer	Exhibit C
Assistant State Highway Engineer	Exhibit D
Right of Way Manager	Exhibit E
Highway Controller	Exhibit F
Administrator, Motor Vehicles	Exhibit G
Administrator, Aeronautics	Exhibit H
Chief Counsel	Exhibit I

Mr. Bell explained how the Commission will be kept informed of significant legislation during the session. He said each Division Administrator through use of a legislative aide will monitor their own legislation. He mentioned he will review the total legislative activity at the close of each week and will send a summary of major bills to each Commission member. He will also deliver a similar report to the ODOT staff on the following Monday morning. He said if a policy issue arises the Director would be in contact with the Commission.

Mr. Miller commented on the legislative budget process. He felt it was moving very rapidly and all six ODOT budgets are through the Ways and Means Subcommittee. The Aeronautics budget has already passed the Senate. He said the highway revenues are down and \$25 million was required to balance the budget. This was done and the Highway budget was submitted containing no additional revenues; however, new revenue measures will be proposed.

Mr. Christian said that since the Department submitted their budget to the Governor's office last September, a number of personnel actions have accumulated which require Legislative approval. He requested the Commission's approval to present the following adjustments to the 1983-85 Governor's Recommended Budget for the Highway, Parks, Motor Vehicles and Central Services Divisions:

Reclassifying 35 positions: 31 in the Highway Division
and 4 in the Parks Division

(continued on next page)

Establishing 20 new Highway Engineer 2 positions

Transferring 9 positions: 2 positions to Motor Vehicles,
6 to the Highway Division, and 1 to
Central Services

Mr. Christian explained that the reclassifications are justifiable due to reductions in numbers of positions through organizational changes and increased workload and responsibility. Concerning the establishment of the new engineering positions, he commented that the Highway Division is experiencing a retention problem and the engineers are leaving primarily because of a lack of upward mobility opportunities. He said with the new positions, there will be the flexibility to promote. The Commission unanimously approved Mr. Christian's request. (See list of reclassifications, new positions and transfer information contained in a letter to Jon Yunker, Budget and Management Division, Executive Department, dated February 15, 1983 on file in Commission's files, Salem.)

Mr. Miller recalled that in connection with the opening of I-205 in March, the Commission, at their January meeting, directed the staff to work with Multnomah County and the City of Portland to see if the local governments could develop a plan for operating the Rocky Butte Jail beyond November 1983. He said he has had discussions with the local governments and they are continuing to evaluate their options for providing additional jail space in the metropolitan area and would like to consider Rocky Butte as one of these. He said they have no firm proposal at this time but one can be expected by March. He referred to a letter he had written dated February 10, 1983, to the Commission outlining the major considerations, implications of these conditions, and discussions with the attorney for the prisoners. Also attached was a letter from the Federal Highway Administration setting forth their concerns. (Copy of letter on file in Commission's files, Salem.) Mr. Miller reviewed the major considerations as follows:

- 1) The Rocky Butte site must be available when it is needed for completion of the I-205 project.
- 2) That the operators of the Jail meet all applicable Federal and State standards so that the operation of I-205 will not be disrupted once it is put into service.

(continued on next page)

- 3) There should be no cost to the Department of Transportation for maintenance and operation of the Jail after November 1983 and the Department should have no responsibility for legal costs after that date.

Commissioner Brix said there should be clarification requiring a strict indemnification from anyone that operates the Jail so that the State will be protected regardless what happens in the future.

Chairman Yturri said that under Consideration #3, it should be included that the local governments will indemnify and hold harmless the State against any liability or obligation including legal costs. The Chairman also said that since the Jail will have to be available for the highway project upon relatively short notice and the plan for vacation of the Jail is 90 days' notice, he suggested that no prisoner be sent to Rocky Butte Jail unless the sentence is less than 90 days.

The Commission unanimously approved the report as contained in Mr. Miller's letter and Mr. Miller will correspond with the local governments and ask for a report by March.

Ms. Eads presented, by use of flip charts, the survey results of the 1982 travel advertising and promotion efforts. She said questionnaires were mailed to 22,656 parties who had used reply cards or toll-free telephone service to request copies of Oregon's official state travel guide. She said 7,717 responses were received, a return rate of 34%. She commented that most of the recipients had seen Oregon travel advertisements in magazines, newspapers and on television. The survey indicated that the average stay was 8.8 days, the average expenditure per party was about \$600 and the principal attraction was the Oregon coast. (See complete list of preliminary survey results entitled "1982 Travel Advertising Study" on file in Commission's files, Salem.)

The Commission confirmed the next meeting date as Tuesday, March 15, 1983, at 10 a.m. in Salem. The following meeting was tentatively set for McMinnville at 10 a.m. on Monday, April 18, 1983.

Mr. Coulter called on Walt Hart, Bridge Engineer, to give a report on the outside bridge rail on the Glenn L. Jackson (I-205 Columbia River) Bridge.

Mr. Hart said the limited opening of I-205 has brought some concern by police officers that the bridge rail height was inadequate. He said the outside bridge rail is the standard rail (32" high) that has been used on freeway bridges in Oregon since the mid 1960s. He commented the railing used on the I-205 Bridge is in general use in a large number of States and other countries. Tests conducted on this type rail show that it successfully performed its intended function of redirecting a vehicle under a reasonable angle of impact. He also mentioned that the rails are not intended to be a pedestrian railing and he knew of no instance where a vehicle had penetrated or gone over this type of railing on a bridge in Oregon.

Governor Victor Atiyeh of Oregon spoke to the Commission concerning preserving the scenic values and history of the Columbia River Gorge, which he listed as one of his top priorities of his second term as Governor. He said that Governor Spellman of Washington and he were working on a joint gubernatorial position to bring before Congress at the earliest possible date. He asked the Commission for assistance and support. He asked that the old Columbia River Scenic Highway be preserved and restored as much as possible. He said this highway restoration was a key part of the overall strategy to preserve and protect the Gorge as a whole. He commented the first priority is to begin to look for every possible source of special funds or outside sources of revenue that could be made available for this vital project. He felt that the State should look at reopening some of the old tunnels and reexamination should be made on the alternatives available for preserving and use of the many miles of abandoned roadway between Warrendale and Mosier. He asked the Commission to make a public commitment today to restore and preserve as much of the Old Columbia River Scenic Highway as is possible. (Complete statement on file in Commission's files, Salem.)

The Commission pledged their support and said the Department would do its utmost to comply with the Governor's wishes.

Mr. Coulter recalled that a delegation had appeared before the Commission concerning fire protection on the I-205 (Glenn L. Jackson) Bridge. Following that meeting, he said, Ed Hardt undertook a study to see what actions might be appropriate in case of problems on the bridge. Mr. Coulter asked Mr. Hardt for a report on his findings.

Mr. Hardt said after the August Commission meeting when several members of the Fire Districts in Portland testified about the lack of fire protection on the bridge, he met with them and it was determined that a consultant was needed. Melott and Associates was hired and they have completed their preliminary report with the conclusion that it is not justified to spend a large amount of money for a dry main on the bridge. The consultant has concluded with an alternate solution where the State would provide the Fire Districts with the equipment to fight the fires. He said he would get together with the Fire Districts involved and discuss this alternate solution.

Mr. Coulter asked for the Commission's adoption of a modification of an administrative rule authorizing the issuance of permits for vehicle combinations with gross weights in excess of 80,000 pounds. (Previously discussed at December 15, 1982, Commission meeting.) He said hearings were held on the rule on November 18, 1980, and January 20, 1983. He said this modification would allow more efficient use of the trucks and would provide uniformity with six other Western states. He listed the benefits: 1) additional safety because the number of trucks using the highways will be reduced, 2) better weight distribution on the travel surface, and, 3) splash and spray problems can be minimized. The Commission unanimously adopted "Permit Rule No. 49", a copy of which is on file in the Commission's files, Salem. This rule supersedes "Permit Rule No. 42" and Oregon Transportation Commission Directive No. 1 and its amendments. The rule was filed with the Secretary of State on February 18, 1983, and effective that date. It will be published in their Administrative Rule Bulletin on March 1, 1983.

Mr. Coulter said negotiations are still continuing to determine a site for the proposed travel information center on I-205 to aid motorists. He said one location was in private ownership and the owner objected to selling to the State. Another location is Port of Portland property on the west side of the freeway. Mr. Coulter said negotiations will continue and this report was to bring the Commission up-to-date on the progress. Mr. Poole was present to address the Commission concerning this matter.

Mr. William H. Poole, attorney representing the owner of the private property (Glenn Widing), asked the Commission to locate the information center at some other location. He also asked for a quick decision. He said the reason for this request is they are receiving offers to sell the property, but he said the offers have a condition that if the State locates on the property, they do not want to consider the remainder of the property. (The total Widing property is about 50 acres.) He said the property owner has received offers in the vicinity of \$250,000 per acre. He estimated the cost to the Highway Division for the 10 acres would be around \$10 million. Mr. Poole mentioned the City of Portland and Multnomah County feel other locations are better.

The Chairman said the Commission would request the staff to make a decision as quickly as possible.

Mr. Hardt gave an update on the Banfield Project, which is improving the Banfield Freeway and construction of a light rail project from downtown Portland to Gresham. This is a joint project between the Department and Tri-Met. The Highway Division portion consists of four contracts:

- 1) Upgrading the Steel Bridge and its approaches
- 2) Union Avenue to 39th Avenue
- 3) 39th Avenue to 87th Avenue
- 4) South Banfield Interchange to Burnside

Mr. Hardt said the current contract is approximately four months behind but he thought they could catch up. He continued that Tri-Met will handle the remainder of the projects. The current date for completion of the project now is July 1986. The estimated cost of the entire project is \$112 million, some of which will include work for the light rail system. He said construction along the Banfield Freeway is being done under traffic counts of about 110,000 vehicles per day. To try to minimize the traffic delays, he mentioned a Traffic Operations Committee has been formed of personnel from the Highway Division, City of Portland and Tri-Met.

Dr. John E. O'Donovan of Seaside spoke to the Commission concerning the problems of accidents on the Quartz Creek Bridge Section of the Sunset Highway in Clatsop County. He said he was representing the officials and private citizens of that area and he presented a packet of letters from the residents. (Letters on file in Commission's files, Salem.) He referred to a 2½ mile stretch of highway which starts at about Elderberry Inn, includes the Quartz Creek Bridge, and goes on up the hill and at M.P. 32 which is called Deadman's Curve. He contended that the highway is extremely hazardous due to surface water on the highway, unusual curvature, foggy conditions and ice on the bridge.

Commissioner Brix said that section of highway should be investigated. The Chairman said the staff would look into the matter.

The Commission unanimously approved adding the following amendments to Delegation Order No. 27 as presented by Mr. Moomaw: (The amendments will allow the Administrator to enter into contracts to provide services for other State agencies.)

Approve and execute personal service and miscellaneous contracts of \$5,000 or less for work to be performed by the Motor Vehicles Division.

Sign all contracts for Motor Vehicles Division approved by the Commission, its Chairman or Vice-Chairman as applicable.

Mr. Burket presented two permanent administrative rules for adoption by the Commission. He said a public hearing was held in Salem on November 2, 1982, on both of the rules and very few verbal or written comments were received. However, all comments were duly considered and incorporated in the final rule wherever possible. The Commission unanimously adopted the following administrative rules:

- 1) Administrative rule supplementing and clarifying ORS 493.140, "Aircraft Dealer's License," by defining an aircraft dealer, prescribing when the license fee is due and payable, prescribing the form of application for a license, prescribing licensing procedures, and prescribing an aircraft dealer's responsibilities. ("Administrative Aeronautics Rule No. 8" on file in Commission's files, Salem. The rule was filed with the Secretary of State on February 14, 1983, and effective that date. The rule will be published in the Secretary of State's Administrative Rule Bulletin on March 1, 1983.)

(continued on next page)

- 2) Administrative rule defining physical hazards to air navigation within Oregon; outlining standards and procedures for determination by the Aeronautics Division, of whether certain objects or structures constitute such a hazard; and, establishing state standards for methods and equipment to light and mark hazards to air navigation and setting forth criteria for determining responsibility for installation and maintenance of such marking and lighting. ("Administrative Aeronautics Rule No. 9" on file in Commission's files, Salem. The rule was filed with the Secretary of State on February 14, 1983, and effective that date. The rule will be published in the Secretary of State's Administrative Rule Bulletin on March 1, 1983.)

Mr. Talbot said he would like the Commission's concurrence in him amending rules governing the operation of the Federal Land and Water Conservation Fund program. These amendments will:

- 1) Clarify that a definite amount of money is to be set aside yearly for state administration expenses.
- 2) Clarify the rule that once federal funds are assigned to either the state account or local account, they maintain their identity for a specific period of time.
- 3) Establish a deadline for commencement of projects and define what acceptable progress is.
- 4) Allow the Administrator more flexibility during emergencies--usually referring to federal cutbacks.

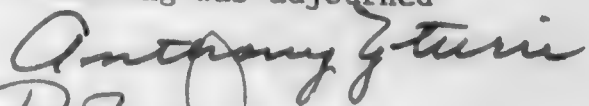

Mr. Talbot said no requests for a hearing were received. The Commission unanimously concurred in Mr. Talbot amending the rules. On February 17, 1983, Mr. Talbot amended the rules (OAR 736-08-020, OAR 736-08-025, OAR 736-08-035, OAR 736-08-045, OAR 736-08-050, OAR 736-08-055). Copy of the rule known as "State Parks Rule 46B" on file in Commission's files, Salem. The rule was filed with the Secretary of State on February 18, 1983, and effective that date. The rule will be published in the Secretary of State's Administrative Rule Bulletin on March 1, 1983.

Mr. Talbot presented three rule changes in the Deschutes River Scenic Waterway Boater Pass Program as follows:

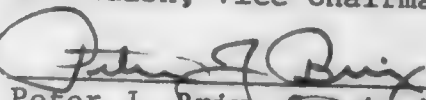
- 1) Requires a valid pass to contain both the driver's license number and date of birth of the purchaser.
- 2) Permits the Parks Administrator to delegate administration of the pass system program to subordinate.
- 3) Allows for pass vendors to charge an additional \$.25 service charge per transaction.

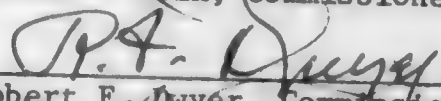
Mr. Talbot said no requests for a hearing were received on these proposed changes. The Commission unanimously adopted the changes. (OAR 736-40-071) "Scenic Waterways Rule No. 2H" on file in Commission's files, Salem. The rule will be filed with the Secretary of State and published in their Administrative Rule Bulletin.

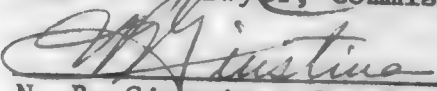
There being no further business, the meeting was adjourned by the Chairman at 3:32 p.m.



Anthony Yturri, Chairman

Tom Walsh, Vice Chairman


Peter J. Brix, Commissioner


Robert F. Dwyer, Commissioner


N. B. Giustina, Commissioner

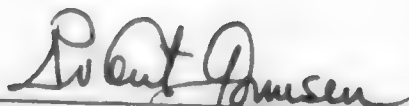

Robert W. Gormsen, Manager
Commission Services

EXHIBIT AMINUTES OF 2-14-83

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project Pendleton Signal Improvement
(Contract No. 9578)
Type of Work Traffic Signal Installation F.A. Proj. No. HES-000S(3)
County Umatilla Highway Pendleton-John Day
No. of Bidders 6 Low Bidder Cherry City Electric, Inc., Salem
'A' & 'B'
Low Bid \$ 216,337.19

Engineer's Recommendation: Award to low bidder subject to concurrence of the City of Pendleton and the FHWA and the sum of \$530.00 is deposited by the City.

No. 2 Project Lakewood Bay (N. Shore) Bridge
(Contract No. 9579)
Type of Work Structure F.A. Proj. No. BROS-0303(1)
County Clackamas Highway N. Shore Road
No. of Bidders 19 Low Bidder Steve Pyles General Contractor, Inc., Salem
Low Bid \$ 33,495.23

Engineer's Recommendations: Award to low bidder.

No. 3 Project Jewell Jct.-M.P. 23.8 Section
(Contract No. 9580) RS-132(2)
Type of Work Grading and Paving F.A. Proj. No. & F-HES-27-1(8)
County Clatsop Highway Fishhawk Falls & Sunset
Comco Construction, Oregon LTD,
No. of Bidders 14 Low Bidder dba Salem Road & Driveway, Salem
Low Bid \$ 611,362.15

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: LT Contractors, Inc.	\$619,215.25
3rd Bidder: Baker Rock Crushing	\$629,162.00

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 12-22-82

EXHIBIT A
MINUTES OF 2-14-83

No. 4 Project Oregon Coast Highway @ North Bay Drive (North Bend)
(Contract No. 9581)
Type of Work Grading and Paving F.A. Proj. No. F-2-2(14)
County Coos Highway Oregon Coast
No. of Bidders 3 Low Bidder Johnson Rock Products, Inc., North Bend
Low Bid \$ 127,849.05

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Parker Paving Corp. \$162,611.86
3rd Bidder: Bracelin-Yeager \$177,307.00

No. 5 Project Oakland/Shady Hwy. at Elkton/Sutherlin Hwy.
(Contract No. 9582)
Type of Work Grading, Paving & Signals F.A. Proj. No. RS-110(5)
County Douglas Highway Oakland-Shady
No. of Bidders 6 Low Bidder Roseburg Paving, Inc., Roseburg
Low Bid \$ 102,625.50

Engineer's Recommendations: Award to low bidder.

No. 6 Project Wilbur Section
(Contract No. 9583)
Type of Work Grading and Paving F.A. Proj. No. RS-110(4)
County Douglas Highway Oakland-Shady
No. of Bidders 13 Low Bidder Henry H. Miller Contractor, Inc., Wilbur
Low Bid \$ 118,146.43

Engineer's Recommendations: Award to low bidder.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 12-22-82

EXHIBIT A
MINUTES OF 2-14-83

No. 7 Project Elanco Lane-Donovan Drive (Eugene)
(Contract No. 9584)
Type of Work Grading & Paving F.A. Proj. No. SOS-2003(2)
County Lane Highway Norkenzie Road
No. of Bidders 10 Low Bidder LaDuke Construction, Eugene
Low Bid \$ 75,220.10

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the City of Eugene and the sum of \$64,250.00 is deposited by the City.

2nd Bidder: Berg-Stubbert Construction \$80,036.75
3rd Bidder: Kip Construction Co. \$80,435.50

No. 8 Project Steel Bridge-NW 14th Ave. (Portland)
Type of Work Grading, Paving, Illumination and Signals (Contract No. 9585)
F.A. Proj. No. IX-9300(8)
County Multnomah Highway FAU 9300
No. of Bidders 7 Low Bidder Eudaly Bros., Portland
Low Bid \$ 1,576,845.36

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the City of Portland and the FHWA and the sum of \$256,580.00 is deposited by the City.

2nd Bidder: R. A. Hatch Co. \$1,736,476.50
3rd Bidder: Cascade Construction Company \$1,925,504.00

No. 9 Project Sunset Hwy.-Walker Rd., Unit 2
(Contract No. 9586)
Type of Work Grading, Paving & Signals F.A. Proj. No. IX-9043(4)
County Washington Highway FAU 9043 (NW 185th Avenue)
No. of Bidders 8 Low Bidder Hamilton Electric, Inc., Eugene
Low Bid \$ 218,715.31

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA and Washington County and the sum of \$77,150.00 is deposited by the County.

2nd Bidder: Cherry City Electric, Inc. \$242,196.65
M & J Electric, Inc. \$244,420.46

See Page 5001, item 1, regarding further action.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 12-22-82

EXHIBIT A
MINUTES OF 2-14-83

No. 10 Project Lyons and Ellsworth Sts.
(Contract No. 9575)
Type of Work Grading and Paving F.A. Proj. No. F-10(3)
County Linn Highway Albany-Corvallis
No. of Bidders 6 Low Bidder Morse Bros., Inc., Lebanon
Low Bid \$ 1,030,097.70

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the City of Albany and the FHWA and the sum of \$247,500.00 is deposited by the City.

2nd Bidder:	Wildish Corvallis Construction	\$1,062,623.50
3rd Bidder:	Comco Construction dba Salem Road and Driveway, Co.	\$1,215,505.00

On December 22, 1982, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received December 16, 1982, and authorized him to sign the contracts when conditions for the awards have been met. On Job Nos. 3, 4, 7, 8, 9 and 10 if the low bidder fails to meet MBE requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 10 day of January, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

EXHIBIT A
MINUTES OF 2-14-83

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
52221	Stroud, Malcolm D. & Bonnie K.	\$ 24,000.00
52551	Stroud, Malcolm D. & Bonnie K.	24,500.00
52919	Barnhouse, T. N. & Nedine	-0-
	3 Transactions	\$ 48,500.00

- (2) Supplemental addendum to an existing agreement with the Children's Services Division (MacLaren School) to include CSD's Portland-located Picture House Training Center in Parks work-study program. At present, the Parks Division employs CSD student work crews from resident camps at Tillamook, Florence, Hilgard Junction, Corvallis, and the MacLaren campus near Woodburn. The Picture House crew of approximately five students will be working on State park maintenance and development in the Portland and Columbia Gorge areas. (Parks Division)
- (3) Agreement with Washington County and Albertson's Inc. to construct roadway improvements and develop a new commercial access in the vicinity of the Farmington Highway/185th Avenue Interchange. The State will design and construct the project and pay all costs in excess of \$210,000. The County will furnish the right of way and cooperate in the adjustment of utilities. The Company will contribute a maximum of \$210,000 toward the cost of the project and has agreed to maintain the curbs, sidewalks and landscaped areas. (Program Management)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 10 day of January, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

H. E. Dulles
STATE HIGHWAY ENGINEER

DATE: 1/18/83

EXHIBIT A
MINUTES OF 2-14-83
TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
23357	Clatsop County	
51327	Danna, Joseph T. & Salvatore G.	\$ 1,380.00
51625	Fife, Esther	1,200.00
52033	Miles, Charles L., et al	250.00
	4 Transactions	14,610.00
		\$ 17,440.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 21 day of January, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
H. J. Culler
STATE HIGHWAY ENGINEER
Date 1/18/83

TO: Oregon Transportation Commission EXHIBIT A
SUBJECT: Report of Actions Taken Under Delegated Authority MINUTES OF 2-14-83

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51894	Multnomah County	
52017	Russell, Erle L. and Betty J.	\$ 1,700.00
52099	Loveridge, Gwen	17,675.00
52223	Wilson, Gary L. and Patricia K.	8,000.00
52898	Landers, Ivan D. and Grace M.	26,500.00
52899	Willamette Industries, Inc.	2,550.00
52918	Cradit, Mary M.	200.00
52962	Wing, Winnefred	7,330.00
		38,500.00
	8 Transactions	\$ 102,455.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 24 day of January, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

EA Hunter
for STATE HIGHWAY ENGINEER

Date 1-21-83

EXHIBIT ATO: Oregon Transportation Commission MINUTES OF 2-14-83

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On December 22, 1982, I accepted the bid of Hamilton Electric, Inc., in the amount of \$218,715.31 for work on the Sunset Highway-Walker Road, Unit 2, Section of N.W. 185th Avenue, Washington County. (Bids received December 16, 1982.) See Page 4996

On January 6, 1983, the contractor advised Chief Counsel that he had made an error and asked that the contract not be awarded to him.

Careful review was made of his documentation provided and it was determined that a patent error was made.

On January 11, 1983, I accepted the second low bid of Cherry City Electric, Inc., in the amount of \$242,196.65 and referred the bid to the State Highway Engineer with authority to award the contract pending MBE review, subject to concurrence of the Federal Highway Administration and Washington County and when the County deposits \$74,100. (Contract No. 9586)

- 2) On January 7, 1983, I approved an addendum to a consultant agreement with Linton, Miels, Reisler and Cottone, Ltd. covering Ron Linton's activities as a liaison concerning Federal legislation in Washington, D.C., for the Department of Transportation. Addendum makes two changes in the payment schedule. I authorized the Director to sign the Addendum.
- 3) On January 14, 1983, approved an agreement between the Highway Division, Marathon Freehold, Inc., and the City of Beaverton relating to the release of a flowage easement over some property in Washington County the Highway Division had acquired approximately 10 years ago.

Dated this 24 day of January, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

STATE HIGHWAY ENGINEER

Date

1-21-83

EXHIBIT B
MINUTES OF 2-14-83

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On November 15, 1982, approved Supplemental Agreement No. 9 to Phase III with Multnomah County for settlement of outstanding issues on the Multnomah County Operations and Maintenance Facility. (Agreement signed by State Highway Engineer)
- 2) On December 14, 1982, approved Supplemental Agreement No. 4 with Multnomah County for the final training of personnel to operate the Justice Center. Cost \$240,000 for training. (Agreement signed by State Highway Engineer.)

Dated this 17th day of Jan., 1983

Tom Walsh
Tom Walsh, Vice Chairman
Oregon Transportation Commission

APPROVED

H. S. Caulton
STATE HIGHWAY ENGINEER

DATE: 1/4/83

EXHIBIT C
MINUTES OF 2-14-83

TO:

Oregon Transportation Commission

SUBJECT:

Confirmation Report of Actions Taken Under Delegated Authority

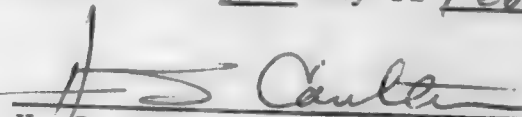
By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On January 6, 1983, established a 45 MPH speed zone on the Rogue River Highway in Jackson County from M.P. 10.65 to M.P. 12.55 in the vicinity of Foothills Creek Road. See Speed Zone Order No. 888.
- 2) On January 10, 1983, established a 45 MPH speed zone on the McKenzie Highway in Lane County, community of McKenzie Bridge, from MP 50.08 to M.P. 50.93. Rescinded Speed Zone Resolution No. 617 dated September 19, 1972. See Speed Zone Order No. 889.
- 3) On January 24, 1983, gave authorization to Joe Christian, ODOT Fiscal Officer, to proceed with negotiating a contract with Peat, Marwick, Mitchell and Company for modifying and installing the STARS system (State Accounting and Reporting System). This is in connection with the financial management system.
- 4) On January 20, 1983, approved a personal service contract with Bolton Enterprises for the production of two slide sound programs covering permit and weighmaster training and truck safety inspection at a cost of \$3,297. Period: January 17, 1983, through March 31, 1983.
- 5) On January 24, 1983, executed an agreement with Professional Training Systems covering the 1982 supportive service funds for on-the-job training and minority business enterprise training. Amount of contract \$104,200. (Approved by Transportation Commission May 20, 1982)

EXHIBIT C
MINUTES OF 2-14-83

- 6) On January 24, 1983, established a 40 MPH speed zone on the Hillsboro-Silverton Highway in the City of Newberg, Yamhill County, from M.P. 18.46 to M.P. 18.52. Rescinds Speed Limit Resolution No. 202 dated August 11, 1955. See Speed Zone Order No. 890.

Dated this 2 day of February, 1983


H. S. Coulter, State Highway Engineer

2-2-83

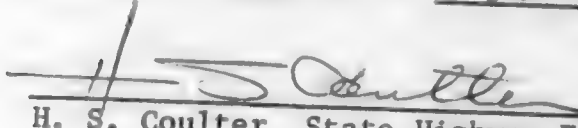
EXHIBIT C
MINUTES OF 2-14-83

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

- 1) Work on the Lyons and Ellsworth Streets Section of the Albany-Corvallis Highway in Linn County. Bids received December 16, 1982. Contract No. 9575 awarded January 5, 1983, to Morse Bros., Inc., Lebanon, at \$1,030,097.70.
- 2) Work on Elanco Lane-Donovan Drive (Eugene) Section of Norkenzie Road in Lane County. Bids received December 16, 1982. Contract No. 9584 awarded on January 20, 1983, to LaDuke Construction, Eugene, at \$75,220.10.
- 3) Work on the Steel Bridge-N.W. 14th Avenue (Portland) Section of FAU 9300 in Multnomah County. Bids received December 16, 1982. Contract No. 9585 awarded on January 6, 1983, to Eudaly Bros., Portland, at \$1,576,845.36.
- 4) Work on the Sunset Highway-Walker Road, Unit 2, Section of FAU 9043 (N.W. 185th Avenue) in Washington County. Bids received December 16, 1982. Contract No. 9586 awarded on January 11, 1983, contingent upon a satisfactory minority business enterprise review, to Cherry City Electric, Inc., Salem, at \$242,196.65.

Dated this 2 day of February, 1983


H. S. Coulter, State Highway Engineer

2-1-83

EXHIBIT D
MINUTES OF 2-14-83
REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under delegated authority, the following contracts were accepted as being completed according to specifications:

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Ross Bros. Const., Inc. No. 9041	Sager Cr. Br. & Kale Cr. Culvert Clatsop County	Jan. 3, 1983
Cascade Const. Co., Inc. No. 9062	NE Col. Blvd.-NE Weidler St. (Unit 1) Multnomah County	Jan. 3, 1983
COMCO Const. Ore. Ltd. dba Salem Road & Driveway Co. No. 9436	Church Road-Pac. Hwy. West Polk County	Jan. 4, 1983
J. C. Compton Co. No. 9241	Elgin-Minam River Road Union County	Jan. 4, 1983
C.W. McCallen Const. Co. No. 9347	Southbound On Ramp @ Beaverton/Hillsdale Hwy. Washington County	Jan. 4, 1983
The Kaspac Corp. dba Kaspac Industries No. 9382	Jackson County Pavement Marking Project Jackson County	Jan. 4, 1983
East County Electric Co., Inc. No. 9450	Pac. Hwy. W. @ 12th St. (McMinnville) Yamhill County	Jan. 4, 1983
Ajax Electric Co. No. 9430	Beaverton/Hillsdale Hwy. @ SW 107th Ave. Washington County	Jan. 4, 1983
Schoolhouse R Electric No. 9407	Col. River Hwy. @ W. Rainier Dike Rd. (Rainier) Columbia County	Jan. 5, 1983
A.K. Lundmark & Son, Inc. No. 9442	Rock Creek Bridges Washington County	Jan. 5, 1983
Hannan Bros. Const., Inc. No. 9410	Westport Ferry Slip Clatsop County	Jan. 5, 1983

EXHIBIT D
MINUTES OF 2-14-83

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Hansen Electric Co., Inc. No. 9208	SW Murray Blvd. @ SW Walker Rd. (Beaverton) Washington County	Jan. 6, 1983
Joseph Garfas dba Schoolhouse R Electric No. 9392	Rogue Valley Hwy. @ Valley View Rd. (Talent) Jackson County	Jan. 11, 1983
D Mc D Corp. No. 9377	LaGrande/Baker Hwy. @ Pierce Lane Union County	Jan. 12, 1983
F. Kelly Somers Const. Co. & F.L. Somers Co., Inc., J.V. No. 9303	NCL-Main St. (Rogue River) Jackson County	Jan. 18, 1983
Hamilton Electric, Inc. No. 9105	SW Macadam Ave.-SW Hamilton Court Multnomah County	Jan. 20, 1983
R. A. Hatch Co. No. 9227	Cedar Hills Blvd.-Sylvan Intchge. Washington & Multnomah Counties	Jan. 21, 1983
D & D Paving Co. No. 9319	35th Ave. Realign. @ Silverton Rd. Marion County	Jan. 21, 1983
Ross Bros. Const., Inc. No. 9441	UPRR & Frontage Rd. O'Xing. (The Dalles) Wasco County	Jan. 24, 1983
Eagle-Elsner, Inc. No. 9457	Oswego Hwy. @ Marylhurst College Entrance Clackamas County	Jan. 24, 1983
Fabricators, Inc. No. 9301	Davis Slough-Bullards Bridge Coos County	Jan. 25, 1983
Western Mixing Co. No. 9307	Painted Hills Rd.-Mitchell Wheeler County	Jan. 26, 1983
Swanston Equipment Co. No. 9384	Lane County Pavement Marking Project #5 Lane County	Jan. 27, 1983

EXHIBIT D
MINUTES OF 2-14-83

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Electric Corp. No. 9460	Pac. Hwy. E. @ Grimm Road Marion County	Jan. 27, 1983
Hi-Land Const., Inc. No. 9518	Grass Butte Rock Production Crook County	Jan. 31, 1983
Morse Bros., Inc. No. 9458	Condon Rock Production Gilliam County	Jan. 31, 1983

February 1, 1983

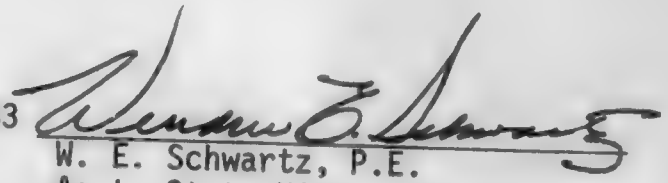

W. E. Schwartz, P.E.
Asst. State Highway Engineer

EXHIBIT E
MINUTES OF 2-14-83

February, 1983

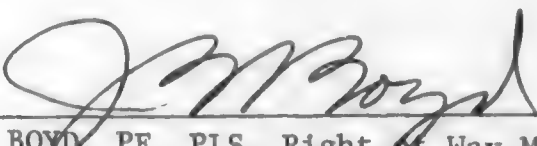
TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Sale of 10,000 square feet excess property on the Marquam Bridge-SE 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$157,500. Approved 1-7-83. File 46716 (23-43).
- (2) Sale of 0.45 acre excess property on the Hood River Bridge Section of the Mt. Hood Highway in Hood River County for a minimum consideration of \$3,900. Approved 1-7-83. File 50277 (23-43).
- (3) Sale of 3,920 square feet excess property on the Highlands Interchange-Stadium Freeway Section of the Sunset Highway in Multnomah County for a minimum consideration of \$5,400. Approved 1-7-83. File 33798 (23-43).
- (4) Sale of 0.17 acre excess property in the Rex Hill Quarry on Pacific Highway West in Yamhill County to Yamhill County for their county road in exchange for the unused county right of way to be abandoned. Approved 1-11-83. File 1875 (23-43).
- (5) Signed on 1-19-83, the Grant of Access to Rupert E. Jamieson at Sta. 121+00 on the Rainier-St. Helens Section of the Columbia River Highway in Columbia County that was approved by Mr. Jackson on 2-7-79. File 26409, L2859 (23-46).
- (6) Easement Agreement with Southern Pacific Transportation Company for a crossing easement at MP 0.80 on the Yamhill-Newberg Highway in Yamhill County. Approved 1-26-83. RR 1116 (23-50).
- (7) Sale of 1.6 acres excess property on the Camp Adair-Corvallis Section of the Pacific Highway West in Benton County for a minimum consideration of \$4,000. Approved 1-26-83. File 10296, 7, 30214 (23-43).
- (8) Right of Way Service Agreement with General Services for appraisal services at Fairview Orchard. Approved 1-27-83. Agr. 220. Misc. C & A 7833. (23-45).

Dated this 3 day of February, 1983.



J. B. BOYD, PE, PLS, Right of Way Manager
- 5009 -

EXHIBIT E
MINUTES OF 2-14-83

February, 1983

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Assistant Right of Way Manager in the absence of the Right of Way Manager, (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Right of Way Services Agreement with Clackamas County for the Dagmar Road-Webster Road Section of Jennings Avenue in Clackamas County. Approved 12-9-82. Misc. C & A 7603, Agr. 219. (23-45).

Dated this 3 day of February, 1983.

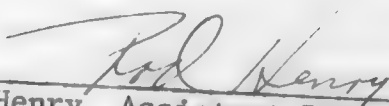

Rod Henry, Assistant Right of Way Manager

EXHIBIT F
MINUTES OF 2-14-83

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On JANUARY 28, 1983, \$3,117,706.48 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of DECEMBER, 1982.

On JANUARY 31, 1983, \$1,869,674.29 (12.17% of the Highway Fund) was distributed to the cities for the month of DECEMBER, 1982.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 24TH day of JANUARY, 1983

V. E. Skoog
V. E. Skoog, Controller
Highway Division

Attachments

cc: Fred Miller
John Earley

EXHIBIT G
MINUTES OF 2-14-83

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Action Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following agreement and report this action for your official records:

On December 29, 1982, approved an agreement with National Public Services Research Institute to develop Phase I of Oregon's driver improvement evaluation system at a cost of \$4,500.

Dated this 14 day of Jan, 1983

David P. Moomaw
David P. Moomaw, Administrator
Motor Vehicles Division



EXHIBIT H
MINUTES OF 2-14-83

State of Oregon Aeronautics Division

3040 25th STREET S.E., SALEM, OREGON 97310 PHONE 378-4880

February 2, 1983

MEMO TO: Anthony Yturri, Chairman
Peter J. Brix
Robert F. Dwyer
N. B. Giustina
Tom Walsh
Oregon Transportation Commission

FROM: Paul E. Burket *Paul E. Burket*
Aeronautics Administrator

SUBJECT: Agenda Item for Commission Meeting, February 15, 1983 (Actions by Aeronautics Administrator under delegated authority).

The following information report is submitted regarding contractual and real property actions I have taken under the authority delegated to me by the Transportation Commission.

They will appear in the agenda as an information item only.

Contractual Actions

1. On January 11, 1983, executed:
 - a. A letter contract for personal services (\$800.00) between OSAD and TAP, Inc. for a mini study of airline fuel costs and market elasticity.
 - b. A letter contract for personal services (\$790.00) between OSAD and Marjorie Hanley & Associates for a mini study of general aviation fuel costs and market elasticity.

Real Property Actions

1. On September 27, 1982, executed a Hold Harmless Agreement between the U. S. Government, Department of Defense, U. S. Marine Corps and OSAD for construction of a taxiway at the Cottage Grove State Airport.
2. On October 5, 1982, executed Addendum No. 1 to the farming lease (dated October 20, 1980) between William Gross and OSAD at the Tri-City State Airport.

- 5013 -

EXHIBIT H
MINUTES OF 2-14-83

Oregon Transportation Commission
Page 2
February 2, 1983

Real Property Actions (continued)

3. On November 1, 1982, executed Addendum No. 1 to the Unicom Use Agreement (dated June 19, 1981) between OSAD and Horizon Aviation, Inc. at the Aurora State Airport. (Expires March 31, 1983).
4. On November 16, 1982, executed a Termination of the lease between OSAD and Stan Richards for Site N-5 at the Cottage Grove State Airport.
5. On November 23, 1983, executed a Hangar Site Lease between OSAD and James Say for Site #1 at the Chiloquin State Airport. (Expires November 14, 1987).
6. On December 10, 1982, executed a Tree Cutting Permit between OSAD and Harold L. Knapp for operations at the Cape Blanco State Airport. (Expires September 30, 1983).
7. On December 23, 1982, executed a Commerical Concessions Agreement between OSAD and Wayde Johnson for his agricultural spray operation at the Condon State Airport. (Expires June 30, 1983).
8. On January 5, 1983, executed Addendum No. 1 to the Hangar Site Lease between OSAD and James S. Say (dated November 23, 1983) to include T. R. Hughes as a party to the lease at the Chiloquin State Airport.
9. On January 12, 1983, executed a Commercial Concessions Agreement between OSAD and Rob Dyer for his agricultural spray operation at the Condon State Airport. (Expires June 30, 1983).
10. On January 20, 1983, executed an Ingress/Egress Permit between OSAD and James Wolfe at the Beaver Marsh State Airport. (Expires December 31, 1988).

PEB:dm

REPORT OF CASES FILED BY AND AGAINST THE DEPARTMENT OF TRANSPORTATION

L-8344 System 99, a California Corporation vs. Eugene Sand & Gravel, Inc., and Eugene Sand and Gravel, Inc., vs. State of Oregon. The State Highway Division is brought into this suit as a third party defendant. The lawsuit arises out of an accident that occurred on September 16, 1980 in which the plaintiff's vehicle went off the road into a ditch on Stuart Way in the City of Coburg, Lane County. The alleged negligence of the Highway Division was failing to warn drivers that there was a ditch along side of the roadway, failing to apply a fog line to the edge of the roadway and failure to provide a guard or other barrier to prevent vehicles from going off the road into the ditch. Plaintiff is seeking \$9,445.84 from the defendant and the defendant in turn is seeking indemnity for that amount from the defendant, State of Oregon. The matter has been referred to the Attorney General's office for the defense of the State.

L-8341 Jay Tribitt vs. Donald Fagen, dba Fagen Logging; et al, Defendant and Third Party Plaintiff and Oregon Department of Transportation Third Party Defendant. This case arises out of an accident that occurred on September 15, 1980 at the intersection of East Third Street and Combs Flat Road in Crook County. The plaintiff is suing the defendant and as a result the defendant is suing the State alleging that the State was responsible for the accident in either knocking down the stop sign located at the above intersection or failing to re-erect a stop sign that was knocked down. The plaintiff is seeking \$96,000.00 in damages and the defendant and third party plaintiff is asking that the State respond in any damages that they are held responsible for. The matter has been referred to the Attorney General's office for the defense of the State.

L-8342 Daniel Brooks vs. State of Oregon. This is a lawsuit that occurred on December 7, 1980 when plaintiff fell off a retaining wall on Highway 30 near 16948 N.W. St. Helen's Road, Multnomah County, while using a pedestrian walkway. The plaintiff is seeking \$184,599.10 in damages. The matter has been referred to the Attorney General's office for the defense of the State.

REPORT OF CONDEMNATION CASES TRIED

<u>Defendant</u>	<u>State's Highest written offer made more than 30 days prior to trial</u>	<u>State's Highest Testimony at trial</u>	<u>Defendants' lowest demand</u>	<u>Verdict</u>
D. H. Mahaffey L-7859 R-50493	\$35,000	\$28,100.00	\$40,000.00	\$39,400.00

Section: Alameda - Garden Valley
Highway: Oakland - Shady
County: Douglas
Approved by: Jack L. Sollis

REPORT OF SETTLEMENT OR DISPOSITION OF CASES
OTHER THAN CONDEMNATION

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>
Parkrose Water District L-8031 R-46694	ODOT	Acquisition of easement for water storage tank.	State offered \$17,000 for taking
County: Multnomah			
Disposed of by: Settled by Right of Way			
Lincoln Loan Co. L-7114 R-45779	State	Inverse Condemnation	\$10,000
County: Multnomah			
Disposed of by: Case remanded for retrial in 1976 by Court of Appeals and Plaintiff has done nothing since. Case is being removed from active file list.			

MINUTES
of the
OREGON TRANSPORTATION COMMISSION MEETING
held on
March 15, 1983

March 15, 1983
Salem, Oregon

The Oregon Transportation Commission held its regular monthly meeting in the Conference Room (122) of the Transportation Building in Salem beginning at 10 a.m. Notice of the meeting had been made by press release to the newspapers of general and local circulation throughout the State. Present were:

Anthony Yturri, Chairman
Peter J. Brix, Member
N. B. Giustina, Member
Robert F. Dwyer, Member
Fred D. Miller, Director of Transportation
Jack Sollis, Chief Counsel
Larry Rulien, Assistant Director for Administration
George Bell, Assistant Director for Intergovernmental
and Public Affairs
David Moomaw, Administrator of Motor Vehicles Division
David Talbot, Administrator of Parks and Recreation
Division
Paul Burket, Administrator of Aeronautics Division
Dennis Moore, Administrator of Public Transit Division
H. S. Coulter, State Highway Engineer
W. E. Schwartz, Assistant State Highway Engineer
for Operations
E. S. Hunter, Assistant State Highway Engineer
for Technical Services
R. N. Bothman, Assistant State Highway Engineer
for Administration
Shirley Eads, State Travel Director
Ed Hardt, Metro Region Engineer
Dale Wilken, Division Administrator, Federal Highway
Administration
Joe Christian, DOT Fiscal Officer
Robert W. Gormsen, Manager, Commission Services

There were other staff members present, as well as representatives of the news media.

The Chairman introduced Mr. Samuel T. Naito of Portland, who has been recently appointed to the Commission by Governor Victor Atiyeh. (Mr. Naito would fill Tom Walsh's unexpired term beginning March 5, 1983, and ending June 30, 1983. Mr. Naito's four-year term would begin July 1, 1983, and terminate June 30, 1987.) The Chairman invited Mr. Naito to sit with them; however, he would not be able to cast a vote until after his appointment is confirmed by the Senate. The Chairman welcomed him to the Commission and Mr. Naito said he was very proud to serve on this Commission.

The Commission unanimously approved the following items on the consent calendar:

- 1) Minutes of the Commission meeting of February 14, 1983.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2733" on file in Commission's files, Salem.)
- 3) Adopted the following surveys:
 - a) Noti-Veneta Section of the Florence-Eugene Highway in Lane County. Amended "Survey Resolution No. 329" adopted by Commission on November 22, 1966. Resubmitted due to an alignment change to preserve a structure that is eligible for placement on the National Registry of Historic Places and to minimize impacts to an archeological site. ("Survey Resolution No. 329A" on file in Commission's files, Salem.)
 - b) Cazadero-North Fork Clackamas River Section of the Clackamas Highway in Clackamas County. ("Survey Resolution No. 440" on file in Commission's files, Salem.)

(continued on next page)

March 15, 1983

- 4) Request from City of Portland to cancel a previously approved Interstate Transfer Project for an underpass on S. E. McLoughlin Boulevard (Pacific Highway East) for pedestrian and bicycle traffic. Project previously approved by Commission on October 18, 1977.
- 5) Distribution of Fiscal Year 1983 Federal Aid Urban Funds to the urbanized and small urban areas in the State as follows:

FISCAL YEAR 1983 URBAN FUND ALLOCATION
SMALL URBAN AREAS
MARCH 1983

URBAN AREAS	POPULATION	PERCENT OF TOTAL	FEDERAL FUNDS
ALBANY	27,625	6.8765	\$ 124,785
ASHLAND	15,180	3.7787	68,570
ASTORIA	9,950	2.4768	44,945
BAKER	9,690	2.4121	43,771
BEND	17,800	4.4309	80,405
CANBY	7,670	1.9093	34,647
COOS BAY	23,030	5.7327	104,029
CORVALLIS	42,440	10.5643	191,705
CUTTAGE GROVE	7,190	1.7898	32,479
DALLAS	8,770	2.1831	39,616
GRANTS PASS	15,040	3.7438	67,937
HERMISTON	9,630	2.3971	43,499
KLAMATH FALLS	36,933	9.1934	166,828
LAGRANDE	11,920	2.9672	53,844
LEBANON	10,350	2.5764	46,753
LINCOLN CITY	5,800	1.4438	26,200
MCMINNVILLE	14,610	3.6368	65,995
MILTON-FREEMATER	5,415	1.3479	24,460
MONMOUTH	5,380	1.3392	24,302
NEWBERG	10,950	2.7257	49,462
NEWPORT	7,850	1.9541	35,460
ONTARIO	9,125	2.2714	41,218
PENDLETON	14,550	3.6219	65,725
PRINEVILLE	5,250	1.3069	23,716
REINHO	6,615	1.6466	29,680
ROSEBURG	15,880	3.9529	71,731
SEASIDE	5,235	1.3031	23,647
SILVERTON	5,240	1.3044	23,670
ST. HELENS	7,200	1.7923	32,524
SWEET HOME	6,920	1.7226	31,259
THE DALLES	11,260	2.8029	50,863
WOODBURN	11,230	2.7954	50,727
TOTAL	401,728	100.0000	\$1,814,652

FISCAL YEAR 1983 URBAN FUND ALLOCATION
MARCH 1983

Oregon's Fiscal Year 1983 Urban Apportionment	\$7,756,986
Less 1 1/2% HPR Funds	(116,353)
Less 1/2% from Attributable Funds	(20,814)
Less 1/2% from Non-Attributable Funds	(17,979)
BALANCE	\$7,601,840

Funds Attributable to Portland Urbanized Area (over 200,000 population)	\$4,079,711
Less Funds Transferred to Federal-Aid Primary	(3,878,493)
PORTLAND URBANIZED AREA ALLOCATION	\$ 201,218

(City of Portland's Fair and Equitable Allocation to be Determined by Metro)

NON-ATTRIBUTABLE FUNDS AVAILABLE TO BALANCE OF STATE	\$3,522,138
--	-------------

URBAN AREA	FEDERAL POPULATION	PERCENT OF TOTAL	FUND ALLOCATION
EUGENE	182,495	23.7592	\$ 836,832
MEDFORD	82,469	6.8310	240,597
SALEM	135,747	17.6730	622,467
RAINIER	1,655	0.2155	7,590
32 SMALL URBAN AREAS	225,737	51.5213	1,814,652
TOTAL	768,103	100.0000	\$3,522,138

- 6) Added two slide correction projects to the Construction Program and authorized State Highway Engineer to sign necessary agreements as follows:
 - a) Oregon Coast Highway at Nehalem, Tillamook County, at a cost of \$1,236,000 to be funded by Federal Aid Primary Funds including \$147,000 State match.
 - b) Willamina-Sheridan Highway at Willamina, Polk County, at a cost of \$264,000 to be funded by Federal Aid Secondary Funds including \$32,000 State match.
- 7) Added an overlay project on the Wilson River Highway between Gales Creek and the Sunset Highway in Washington County to the Construction Program and authorized State Highway Engineer to sign necessary agreements. (This project would take the place of two Metro Region overlay projects approved at the January 1983 meeting as unable to obtain Federal Aid funding approval for the estimated \$1,450,000 cost.) Estimated cost of project is \$1,500,000 with Federal Aid Primary Funds including \$178,000 State match.
- 8) Adopted resolution abandoning from the state highway system approximately 0.03 mile in length of old alignment on the Siletz River (Kernville) Bridge Section of the Oregon Coast Highway in Lincoln County. ("Abandonment Resolution No. 522A" on file in Commission's files, Salem.)
- 9) Authorized increases in project authorizations on the following contracts:
 - a) Contract No. 9355 for work on N.E. 112th Avenue-N.E. 148th Avenue Section, N.E. Marine Drive, Multnomah County, in the amount of \$25,000 (5.55% increase).
 - b) Contract No. 9485 for work on Vail Creek-Nylund Road Section, Santiam Highway, Linn County, in the amount of \$324,000 (13.8% increase).
 - c) Contract No. 9451 for work on Beede Reservoir-Drink-water Pass Section, Central Oregon Highway, Harney County, in the amount of \$276,000 (7.1% increase).
 - d) Contract No. 9325 for work on N.W. 2nd Street-Old Oregon Trail Section, Olds Ferry-Ontario (Idaho Avenue) Highway, Malheur County, in the amount of \$26,000 (5.8% increase).

(continued on next page)

- 10) Amended administrative rule OAR 734-71-005, OAR 734-71-010 and Table 1 to OAR 734-71-010 concerning the length of vehicles, loads and vehicle combinations in order to clarify rule language to allow the use of a tow dolly and to allow the towing of one other vehicle by a motorhome. No comments or requests for a hearing were received. "Permit Administrative Rule No. 41B" on file in Commission's files, Salem. The rule was filed with the Secretary of State on March 30, 1983 and effective that date. It will be published in the Secretary of State's Administrative Rule Bulletin on April 15, 1983.
- 11) Added 12 projects to the list of construction projects which the Commission previously approved for financing with the 1980 bond issue as follows:

LEGISLATIVE PROJECT	HIGHWAY	COUNTY	SECTION	EST. AUTHORIZATION	STATE SHARE	CONSTRUCTION PERIOD	CASH PLAN COMP. DATE
W200	Pacific	Marion	Hayesville Interchge.-Battle Cr.	2,821,282.00	100	04-10-80	5-82
W277	E. Portland	Multnomah	Columbia R. Dr.-St. Powell Blvd.	2,876,000.00	60	02-10-71	9-82
W297	Oregon Coast	Lane	Cape Cr. Tunnel-Sutton Lake	1,721,076.00	200	00-10-80	5-82
W307	Ucheco	Wheeler	Painted Hills Rd.-Mitchell	1,000,000.00	100	00-10-80	5-82
W320	Lexington-Echo	Marion	Hamling Range Rd.-Heller Cr.	1,067,000.00	100	10-10-71	5-82
W360	Lake of the Woods	Jackson	Henley Ranch-Fish Lake	1,000,000.00	100	10-10-79	12-82
W362	Willamette	Lane	Hester Co. Park Rd.-Winona Cr.	1,120,701.00	100	00-10-80	12-82
W364	North Santiam	Marion	Golf Club Rd.-St. Stayton Interchge.	900,000.00	100	10-10-80	12-82
W366	Weston-Sighe	Wasilla	Weston-Weston Mountain	1,000,000.00	100	10-10-79	12-82
W370	Umpqua	Douglas	Headport-Vernon Creek	1,222,000.00	100	10-10-80	12-82
W374	Sweet	Multnomah	Sylvan Interchge.-Vista Ridge Tunnel	2,302,000.00	200	00-10-80	12-82
W382	John Day	Gilliam	Juniper Canyon Bridge	98,370.70	100	11-10-80	12-82
TOTALS				32,314,363.70	94,171		

* Estimated expenditures by September 30, 1983

- 12) Apply to the Federal Railroad Administration for two grants and expend the funds as follows:
- a) An entitlement grant of \$200,000 with a total project expenditure of \$285,714 for rehabilitation of the Trask River Bridge trestles on the Port of Tillamook Bay Railroad and rehabilitation of 1.3 miles of track on the Willamina and Grand Ronde Railroad.

(continued on next page)

- b) A discretionary grant of \$547,194 with a total project expenditure of \$781,705 for 3.35 miles of track and the repair of the Crooked River Bridge on the City of Prineville Railway.

Authorized the Director to sign related contracts and grant agreements with the Federal Railroad Administration and Railroads.

Written delegated authority reports had been mailed to the Commission prior to the meeting. These reports show the action taken by the following officials on behalf of the Commission pursuant to its duly adopted delegation orders. (Exhibits are on file in the Commission's files, Salem.)

Chairman of Transportation Commission	Exhibit A
Director	Exhibit B
State Highway Engineer	Exhibit C
Assistant State Highway Engineer	Exhibit D
Right of Way Manager	Exhibit E
Highway Controller	Exhibit F
Administrator of Parks Division	Exhibit G
Chief Counsel	Exhibit H

Mr. Christian reported on the progress of the Department's budget. He said the Aeronautic's budget had been approved intact. The budgets for Central Services, Motor Vehicles and Highway are in Committee and it is hoped they are on their way to passage. He said the rebalancing of the Highway budget was done by reductions and adjustments in three other budgets. This rebalancing was due to the expected revenue shortfall. He commented that the Parks and Transit budgets are being delayed in Subcommittee until decisions are made by the Legislature on the general fund revenue forecast. He commented that it appears the Ways and Means Committee has adopted a general policy of no salary adjustments and this has been removed from each of the budgets.

Mr. Bell commented that he is sending a weekly Legislative Report to the Commission, which includes only major bills. He is attempting to develop a process through which the Commission can have an opportunity to take a position favoring passage or opposition to a particular bill. He said the Commission had been mailed prior to the meeting information from three Division Administrators regarding bills that they are seeking policy direction. Each of these bills will be presented to the Commission today so that when the Administrators appear before Legislative Committees in testimony it can be at the direction of the Commission.

The Director then asked for a policy decision concerning highway revenue measures. The Chairman suggested, and the Commission concurred, in supporting at least a two-cent gas tax increase. The Commission felt this was required to do a minimum job.

The next meeting was confirmed for Monday, April 18, in McMinnville at 10 a.m. The following meeting was tentatively set for Tuesday, May 17, in Salem.

Mr. Moomaw requested approval to enter into an inter-agency agreement with the Oregon Executive Department, Data Systems Division, to obtain maintenance services for computer terminals located in the Salem headquarters building. Data Systems has recently starting offering such maintenance services to State agencies and the charges are substantially lower than what is available from IBM. Based on 127 terminals, this would reduce maintenance costs by approximately \$12,600 per year. The Commission unanimously approved Mr. Moomaw's request and authorized him to sign the agreement.

Mr. Burket reported that House Bill 2765 was introduced into the 1983 Legislature proposing that all aircraft with a true cash value of \$150,000 or more be subject to ad valorem taxation. He said it was assumed that the property taxes would accrue to the general fund of the County where the aircraft is based. He commented that the reaction from numerous owners of the affected aircraft is that they would either sell or move their aircraft out of Oregon if the bill is approved. It is estimated that between 1,000 and 1,100 aircraft would be affected. Commissioner Dwyer moved and Commissioner Giustina seconded that the Commission oppose this bill. The Commission unanimously agreed to oppose House Bill 2765.

Mr. Moore introduced Bill Aldrich, Business Manager for Public Transit. Mr. Aldrich, by use of flip charts, reviewed the revisions to the Governor's recommended 1983-85 budget for the Public Transit Division. He explained that the revisions are due to the availability of additional Federal revenue from the Surface Transportation Assistance Act. He said the proposed changes would increase the level of funding in the Small City and Rural Program and the amount of Federal Funds used to support the Division's staff. This proposal will reduce the amount of State General Fund needed to support the 1983-85 budget. The Commission unanimously approved the revised 1983-85 budget. (See six-page written letter to the Commission dated March 8, 1983, on file in Commission's files, Salem.)

Mr. Moore asked Victor Dodier to explain the small city and rural capital improvement grants. Mr. Dodier asked for the Commission's approval of the following three projects, increases in the following existing two grants, and authority to enter into agreements with their recipients. The Commission unanimously approved the request.

New Grants				
1. Columbia County				\$ 10,000
Business micro computer, software, training for Columbia County Seniors Transportation Project				
2. City of Roseburg				\$ 15,000
6 bus passenger shelters and installation				
3. Tri-Met				\$108,693
3 additional small buses for use in rural Washington and Clackamas Counties				
			New Grants Total	\$133,693
Increases in Existing Grants				
1. Tri-Met				\$ 6,155
Purchase of 5 small buses				
	<u>Estimate</u>	<u>Actual</u>	<u>Increase</u>	
	\$175,000	\$181,155	\$6,155 (3.5%)	
	(35,000 ea.)	(36,231 ea.)		
2. Woodburn				\$ 565
Purchase of 1 small bus				
	<u>Estimate</u>	<u>Actual</u>	<u>Increase</u>	
	\$ 35,500	\$ 36,065	\$ 565 (1.6%)	
			Increases Subtotal	\$ 6,720
			Total Request	\$140,413
Financing for this Request			Section 18 (80%)	\$112,330
			General Funds (10%)	\$ 14,041
			Local Funds (10%)	\$ 14,042

Mr. Moore called on Paul Norris of the Policy and Planning Section to give a report on the status of the intercity bus service in Oregon. Mr. Norris said there are major changes in the Federal transportation regulations concerning intercity bus service. He mentioned that there are 17 intercity bus companies now serving 180 cities in Oregon. Five of these are Interstate with the major ones being Greyhound, Pacific Trailways and Continental Trailways. He said the key issue is the ability of the route to make money. He displayed a map showing the abandonment requests, with Greyhound requesting abandonment of eight routes. If these routes are abandoned, a private carrier could take over or other transportation programs could be expanded to serve the area. He mentioned this would only provide passenger service and the freight service would be lost. He said hearings are being held around the State concerning these abandonments.

Mr. Talbot requested the Commission to amend an administrative rule concerning the Deschutes River Scenic Waterway by adding the definition of a firepan. He stated that the Water Policy Review Board had concurred in this amendment on February 24, 1983. No requests for a hearing were received. The Commission unanimously amended OAR 736-40-070(3) by "Scenic Waterways Rule No. 21", which rule is on file in Commission's files, Salem. The amendment was filed with the Secretary of State on March 30, 1983, and effective that date. It will be published in their Administrative Rule Bulletin on April 15, 1983.

The Commission unanimously reappointed to the State Parks and Recreation Advisory Committee, with the Governor's Office concurrence, the following members:

Warren McMinimee, term to expire on April 25, 1987
Norm Howard, term to expire on August 23, 1986

Mr. Talbot requested the Commission's approval of the Oregon State Parks System Plan 1983-89. He explained that this six-year plan provides the basic directions for the Division through 1989, the major issues facing the Division, as well as anticipated goals in acquisition, development and rehabilitation. He commented that the Parks and Recreation Advisory Committee approved the plan. The Commission unanimously adopted the plan. (Copy of plan on file in Commission's files, Salem.)

Mr. Talbot asked for the Commission's adoption of a permanent administrative rule covering changes in the park area rules. He said the changes are due to the citation authority program to be operational this year, to clarify current regulations, assist in park management and to generate additional revenue. He mentioned some of the changes as follows: 1) \$1 increase in daily camping fees, and 2) day use fee in 23 state parks. No requests for a public hearing were received and four written responses in opposition to the proposed \$1 camp fee increase were received. The Commission unanimously amended the park rules by adopting "State Park Rule No. 43-o" which is on file in Commission's files, Salem. (OAR 736-10-015; 736-10-020; 736-10-022; 736-10-025; 736-10-027; 736-10-040; 736-10-045; 736-10-050; 736-10-098; 736-10-100; 736-10-110; 736-10-120; 736-10-122; 736-15-010; 736-15-145; and 736-15-155) The amendments were filed with the Secretary of State on March 30, 1983, and effective that date. They will be published in their Administrative Rule Bulletin on April 15, 1983.

Mr. Talbot reviewed House Bill 2622 which would appropriate 20 percent of recreational vehicle fees (now received by the State) to the County for their parks. He said in order to balance the budget for the coming biennium, the Governor found it necessary to propose a \$5 per year increase in recreation vehicle registration fees (House Bill 2170) to generate an estimated \$1.8 million as well as transfer \$840,000 in unrefunded motor boat taxes which have not been allocated to Parks in the past. He said if House Bill 2622 passes, it will mean closing several State parks and laying off personnel. The Commission unanimously opposed House Bill 2622.

Mr. Talbot said as a result of the Ways and Means Committee hearings there have been changes in the Parks budget. One change involved the allocation of the Deschutes River pass money and the other change was the use of Federal Aid funds instead of General Funds. The Commission unanimously approved the changes in the Parks budget.

Ms. Eads handed the Commission the newly published 1983 Retail Travel Catalog, which contains 186 vacation packages. The catalog was funded cooperatively by a \$15,000 grant from U.S. Bancorp's Economic Action Council, \$15,225 in private sector advertising revenue, \$10,000 from the Travel Information Section budget (Governor's Economic Recovery Fund), and Petzold and Associates (contract advertising agency) donated 125 hours of staff time.

Ms. Eads reported that they are using non-paid volunteers to work in the Travel Information Section and it is working very well. The total volunteer time amounts to 80 hours per week.

Mr. Coulter reported that on March 8, 1983, I-205 was opened to traffic. He said you can now travel from Seattle to Salem without having to detour onto city streets.

Mr. Bell delivered an extensive report on the activities which are being planned for the May 15, 1983, "Columbia Crossing '83" - the dedication of the Glenn L. Jackson Bridge on I-205.

Mr. Hardt reported on the proposed closing at 5 a.m. of a section of the I-205 Freeway and the Glenn Jackson Bridge on May 15 for this celebration. He outlined the detour route. The freeway would be opened again at 9 p.m. that night. He said a 12-kilometer run is planned with an anticipated 10,000 to 15,000 runners. He outlined the route of the run.

Mr. Bell continued that 10 to 12 of the top runners in the world are registered to run, as well as 4,000 people. In addition to the run, activities will include bicyclists, a parade, square dancers, boats maneuvering under the bridge and an air show.

The Commission unanimously adopted "Miscellaneous Resolution No. 269" closing the northbound and southbound lanes of I-205 from M.P. 23.70 to the Washington State Line, including the Glenn Jackson Bridge, on May 15, 1983, from 5 a.m. to 9 p.m. The Commission by adopting the resolution gave the State Highway Engineer authority to take whatever actions are necessary to accomplish this. (Resolution on file in Commission's files, Salem.)

Mr. Talbot said in the mid-70's as a part of the State Parks along the Greenway Project, a site was selected downstream from Dexter Dam, known as Elijah Bristow State Park in Lane County. He explained that among the private parcels of land that were purchased, one included a pre-existing lease for gravel removal through July 31, 1982, to Kent Olsen. He said that lease had been honored and as the end of the lease agreement approached, staff reached the conclusion not to extend the gravel lease for two reasons. One, further gravel removal does not benefit the park and two, further development of ponds within the park might be considered at a later time. In addition, there have been some problems with Mr. Olsen regarding the taking of topsoil and management of his equipment. Mr. Talbot said Mr. Olsen had appealed the staff's decision to the Parks Advisory Committee and they voted to support termination of the lease. He said Mr. Olsen has also appealed to the Governor.

Mr. Kent Olsen was present to appeal the staff's decision not to renew the lease. He said he had been there eleven years and his plant is permanent. He felt it was an advantage to the people that live there as he can provide rock at a better price. He illustrated his case with slides of the area. He said he would like his lease renewed for another five years or until 1990.

The Chairman said the Commission's position is either support the Parks Advisory Committee's decision or reject it. Commissioner Brix felt that more justification for termination was needed and would like to see some type of a reasonable phase-out plan. Mr. Talbot showed the Commission photos of the park. After a lengthy discussion, the Commission deferred action until their next meeting.

Mr. Coulter said he had placed before the Commission a packet of information concerning the problem of Don Laskey's property being flooded by Winchester Creek in Douglas County near Winchester Bay. (Copy on file in Commission's files, Salem.)

Mr. Don Laskey of Laskey-Clifton Corporation, Reedsport, appeared contending that the 10' by 10' box culvert, installed by the State in 1952, which conveys the waters of Winchester Creek under the Oregon Coast Highway is inadequate and is causing flooding of his property which is located about 0.7 to 0.8 miles upstream from the culvert location. He felt that the high tides do not cause the flooding, and that the design is not adequate to handle the water. His request was for the culvert to be removed and a bridge constructed. The Chairman and Commissioner Brix asked Mr. Laskey several questions and then the Chairman asked Mr. Sollis for an opinion. Chief Counsel Sollis said that the State had no responsibility for the problem, particularly since the condition existed prior to Mr. Laskey's purchase of the property. He said the high tides might back up the flow of the water from the culvert. The Commission unanimously concurred in the Chief Counsel's decision.

Mr. Pep Tobin, Transportation Manager of Roseburg Lumber Company, appeared representing the East-West Highway Committee concerning the unsafe conditions on Highway 42. He said this is the only major east-west highway serving the entire southern area. He said they felt Highway 42 was neglected, is poorly designed and is consistently on the low priority list.

Mr. Robert Pierce, Coquille City Manager, appeared also representing the East-West Highway Committee, and told the Commission that from 1977 through 1982 there were 1,182 accidents from Coos Bay to Roseburg. Of these, 35 had been fatalities. He asked that the Camas Valley Project, the reroute around Coquille, passing lanes between Reedsport and Coos Bay, and the Coalbank Slough Bridge on the Oregon Coast Highway be given high priority in the Six-Year Program. The Commission discussed with them supporting the gas tax increase and thanked them for their presentation.

Ms. Sharr Prohaska, President of the Historic Preservation League of Oregon, Portland, said Mr. Eric Eisemann and Ray Allen would be making the presentation concerning the Alsea Bay Bridge on the Oregon Coast Highway in Lincoln County.

Mr. Eisemann, Executive Director, Historic Preservation League of Oregon, read a prepared statement. (Copy on file in Commission's files.) He said he was also asked to speak on behalf of the Oregon Shores Coastal Coalition. He outlined the unresolved issues which he felt should be addressed before a final decision is made on the Alsea Bay Bridge. He made the following recommendations:

(continued on next page)

March 15, 1983

- 1) The Department continue to pursue all possible planning procedure to determine whether any feasible and prudent alternatives to replacement exist.
- 2) That an independent analysis team be hired to undertake an indepth study.
- 3) A Citizens Advisory Committee should be established to collect additional testimony from other parts of Oregon.
- 4) That the Federal Highway Administration be requested to fund the necessary study under the Highway Bridge Replacement and Rehabilitation Program.

Mr. Ray Allen read on behalf of John A. Talbott, President of Talbott Engineers Inc., a written testimony. (Copy on file in Commission's files.) The letter indicated on the basis of repair techniques that were not considered, the availability of special expertise not previously used, the potential inaccuracy of the cost estimates and the high probability of greatly extending the bridge life beyond 25 years, he urged that a consultant with the expertise of the Lichenstein firm be hired to study the bridge and to independently assess its repairability and means of suitable restoration.

The Commission unanimously agreed to consider hiring a consultant to examine any alternatives for preserving the historic structure.

Mr. Coulter commented that the famous Brooklyn Bridge in New York was dedicated 100 years ago within one week of the dedication date of the Glenn Jackson Bridge.

Mr. Coulter recalled that the Department entered into a cooperative venture in 1979 with local jurisdictions in the Metropolitan-Portland region to identify transportation solutions for the Westside Corridor along the Sunset Highway in Portland. He said a Draft Environmental Impact Statement completed this effort in March 1982. He said the Commission had received a briefing at their May 20, 1982 meeting from the Metropolitan Service District on the status of the study and a request for the concurrence in the study concept. He said in January 1983 the Westside Corridor Project Steering Committee approved the release of the Preferred Alternative Report, including recommendations. (Copy of the recommendations mailed to Commission on March 4, 1983.) Mr. Coulter recommended that the Commission accept the Preferred Alternative Report, which included the recommendations of the Steering Committee and that the Department continue to cooperate toward solving the transportation problems of the region. The Commission unanimously approved Mr. Coulter's request. (Copy of Executive Summary and Recommendations on file in Commission's files.)

Mr. Coulter said a copy of the State Highway System Preservation Report dated January 1983 had been placed before the Commission and he asked Mr. Schwartz to give an update on the condition of the state highway system to reflect the impact of this winter's weather. (Copy of Preservation Report on files in Commission's files, Salem.)

Mr. Schwartz said in the last three weeks, the southern coast has been receiving heavy rains which will cause damage to the highways. He mentioned the Oregon Coast Highway between Ophir and Nesika Beach where the waves and tide storms have washed out sections of the road and traffic has been detoured to a county road. He mentioned that as the frost leaves the ground and as the rains continue, the highways will start to experience sunken grades, potholes, and slides. He mentioned specifically the Powers Highway, Carpenterville Highway, a portion of The Dalles-California Highway between Lapine and Chemult, Santiam Highway from Sisters west toward the Summit, a section of Interstate 84 about 10 miles south of North Powder, John Day-Burns Highway north of Seneca, U.S. 395, Tollgate Highway out of Elgin, and the Enterprise-Lewiston Highway are all starting to show the effect of winter's weather.

The Commission and staff discussed the damage done to highways as a result of studded tires. Mr. Coulter pointed out that new better tires are now available. He also said studded tires wear small grooves in the roadway which allow water to accumulate. There was discussion concerning possible legislation to eliminate the studded tires. Mr. Coulter suggested that it would be too late for this session. The Chairman asked that they update their studies on the studded tires as to the amount of damage that it causes to the highways.

Mr. Coulter then explained three bills being considered by the Legislature as follows:

HB 2505 - constitutional amendment concerning public hiring (requires contractors to perform public service jobs).

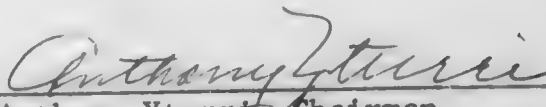
HB 2785 - increase the city and county share of the Highway Fund.

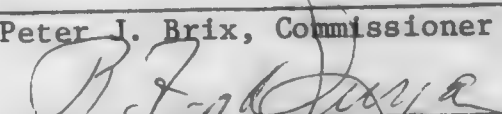
HJR 13 - amends the constitution to include the policing of public roads as a permitted use for revenues from highway user taxes and fees.

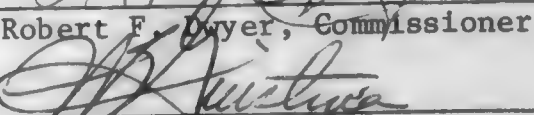
The Commission unanimously agreed to support the State Highway Engineer's opposition to these measures.

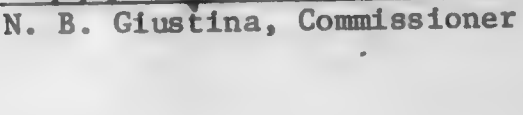
(continued on next page)

There being no further business, the meeting was
adjourned at 12:40 p.m.


Anthony Yturri, Chairman


Peter J. Brix, Commissioner


Robert F. Dwyer, Commissioner


N. B. Giustina, Commissioner

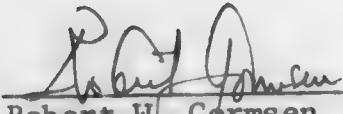

Robert W. Gormsen, Manager
Commission Services

EXHIBIT A
MINUTES OF 3-15-83

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved the following action and report this action for your official records:

On January 14, 1983, I approved a contract with the Department of Environmental Quality and Motor Vehicles Division to provide DEQ employees with laminated identification cards using DMV's machines for making drivers licenses. On January 19, 1983, I authorized Mr. Moomaw to sign the contract.

Dated this 16 day of February, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

EXHIBIT A
MINUTES OF 3-15-83

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- (1) On January 26, 1983, approved a deed from Schnitzer Investment Corporation for N.W. Nicolai-W. Fremont Interchange Section of the Columbia River Highway in Multnomah County.
Consideration \$1,300,000.00
File 52206

Dated this 1 day of February, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
H. Caulte
STATE HIGHWAY ENGINEER
Date 1-28-83

EXHIBIT A
TO: Oregon Transportation Commission MINUTES OF 3-15-83
SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
52864	Port of Morrow	
52886	Wolfe, Albert J. & Lenore J.	\$ -0-
52948	Hawley, Brooks	100.00
53075	Puderbaugh, Donald L. & Frances	25.00
	4 Transactions	-0-
		\$ 125.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 2 day of February, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
Date 1-28-83

EXHIBIT A
MINUTES OF 3-15-83
REPORT OF CONFIRMATION OF ACTIONS TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project Jenny Creek Bridge Section
(Contract No. 9587)
Type of Work Grading, Paving & Structure F.A. Proj. No. BRF-15(9)
County Jackson Highway Green Springs
No. of Bidders 13 Low Bidder Ausland Construction, Inc., Grants Pass
Low Bid \$ 337,906.50

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Aubrey Mountain Construction	\$339,843.25
3rd Bidder: Douglas S. Coats, Inc.	\$355,042.00

No. 2 Project Second, Oak and Fifth Sts. (Lebanon)
(Contract No. 9588)
Type of Work Grading and Paving F.A. Proj. No. M-0000(50)
County Linn Highway City Streets
No. of Bidders 4 Low Bidder Wildish Corvallis Construction Co., Eugene
Low Bid \$ 124,518.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the City of Lebanon and the FHWA and the sum of \$8,420.00 is deposited by the City.

2nd Bidder: Green & White Rock Products	\$126,512.92
3rd Bidder: Morse Bros., Inc.	\$128,139.50

No. 3 Project McKay Creek (Platt) Bridge
(Contract No. 9563)
Type of Work Grading, Surfacing & Structure F.A. Proj. No. SOS-3000(6)
County Umatilla Highway McKay Creek Road
No. of Bidders 16 Low Bidder Douglas S. Coats, Inc., Bend
Low Bid \$ 99,175.00

Engineer's Recommendations: Award to low bidder subject to concurrence of Umatilla County and the sum of \$15,700.00 is deposited by the County.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE Feb 2, 1983

EXHIBIT A
MINUTES OF 3-15-83

No. 4 Project Kelsay Springs Section
Type of Work Grading and Paving (Contract No. 9589)
County Wasco Highway Sherman F.A. Proj. No. HES-12(2)
No. of Bidders 19 Low Bidder Hi-Land Construction, Inc., Prineville
Low Bid \$ 249,599.00

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Mid Oregon Redi-Mix	\$252,089.02
3rd Bidder: R. L. Coats Co.	\$265,616.00

No. 5 Project Washington County Pavement Marking Project No. 2
Type of Work Pavement Markings & Raised Mark. F.A. Proj. No. PMS-000S(112)
County Washington Highway Various County Roads
No. of Bidders _____ Low Bidder _____
Low Bid \$ _____

Engineer's Recommendations:

P R O J E C T W I T H D R A W N

No. 6 Project Boeckman Creek Bridge
Type of Work Grading, Paving & Structure (Contract No. 9591)
County Clackamas Highway FAS Route A619 (Wilsonville Road) F.A. Proj. No. RS-A619(2)
No. of Bidders 15 Low Bidder Marion Construction, Inc., Salem
Low Bid \$ 708,353.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of Clackamas County and the sum of \$443,000.00 is deposited by the County.

2nd Bidder: Pepper Construction	\$711,432.95
3rd Bidder: Slayden & Holm	\$755,701.25

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE Feb 2, 1983

EXHIBIT A
MINUTES OF 3-15-83

No. 7 Project Park Place-Newell Creek
Type of Work Structures (Contract No. 9592)
County Clackamas F.A. Proj. No. IX-78(6)
Highway Cascade Highway South
No. of Bidders 9 Low Bidder Ross Bros. Construction, Inc., Salem
Low Bid \$ 1,711,633.00

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Nelson International \$1,758,833.00
3rd Bidder: Hannan Bros. Construction \$1,761,073.50

No. 8 Project SE 50th Ave.-SE 82nd Ave. (Portland)
Type of Work Grading, Paving, Signing, Illumination, Signals and Landscaping (Contract No. 9593)
County Multnomah F.A. Proj. No. IX-24(33)
Highway Mt. Hood (SE Powell Blvd.)
No. of Bidders 6 Low Bidder Cascade Construction Company, Inc., Portland
Low Bid \$ 2,858,227.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: K. F. Jacobsen & Co., Inc. \$3,018,416.60
3rd Bidder: Dirt & Aggregate Interchange \$3,167,912.35

On February 2, 1983, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received on January 27, 1983, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 1, 2, 4, 6, 7 and 8 if the low bidder fails to meet minority business enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 16 day of February, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

EXHIBIT A

TO: Oregon Transportation Commission MINUTES OF 3-15-83
 SUBJECT: Report of Actions Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
52140	Marathon Company	\$ 9,300.00
52147	Waldron, Dennis M. & Barbara E.	5,000.00
52220	Ubeho Investment Company	12,250.00
52873	Portland General Electric	4,700.00
52897	Hampton Tree Farms, Inc.	5,515.00
	5 Transactions	\$ 36,765.00

- (2) Two agreements with Pacific Power and Light Company for joint use of radio sites on Glass Butte in Lake County and on Burns Butte in Harney County.

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 16 day of February, 1983

Anthony Yturri
 Anthony Yturri, Chairman
 Oregon Transportation Commission

APPROVED
[Signature]
 STATE HIGHWAY ENGINEER

Date 2/10/83

TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority

EXHIBIT A
MINUTES OF 3-15-83

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51491	Tooze, Harold H. and Edna J.	\$ 15,000.00
52056	Kropp, Alton W. and Marie E.	16,500.00
52800	Battaglis, Joe and Olive, et al	100.00
52839	Walsh and Forster, Inc.	-0-
52848	Walsh and Forster, Inc.	-0-
	5 Transactions	\$ 31,600.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 16 day of February, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
Date 2/10/83

EXHIBIT B
MINUTES OF 3-15-83

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I took the following action listed below and report it for your official record:

On February 14, 1983, approved a request for Financial Aid to Municipalities grant to the Christmas Valley Park and Recreation District in the amount of \$400. This grant will assist in funding an airport layout plan, site assessment, and drafting of zoning ordinances for the protection of the Christmas Valley Airport.

Dated this 3rd day of March 1983.

Fred D. Miller
Fred D. Miller, Director

EXHIBIT C
MINUTES OF 3-15-83

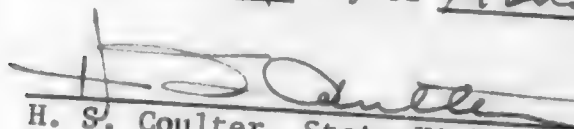
TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On January 28, 1983, established a 40 MPH speed zone on the Yamhill-Newberg Highway No. 151 in the vicinity of Newberg in Yamhill County from M.P. 10.54 to M.P. 10.89 and a 25 MPH speed zone from M.P. 10.89 to M.P. 11.04. (Rescinds Speed Zone Resolution No. 273 dated 2-27-58) Speed Zone Order No. 891.
- 2) On February 3, 1983, established a 45 MPH speed zone on the Willamina-Sheridan Highway No. 157 in the City of Sheridan in Yamhill County from M.P. 5.51 to M.P. 5.59. Speed Zone Order No. 892.
- 3) On February 25, 1983, I signed an Amendment to Consultant Contract with Professional Training Systems covering supportive services to provide training to minority business enterprises. Amendment adds Exhibit F to the original contract approved by the Commission on May 20, 1982. Exhibit F is Sworn Statement Relative to Non-Collusion.

Dated this 4 day of March, 1983


H. S. Coulter, State Highway Engineer

3-3-83

EXHIBIT C
MINUTES OF 3-15-83

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

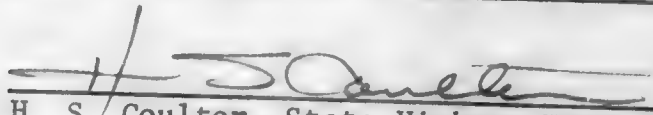
On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

- 1) Work on the McKay Creek (Platt) Bridge in Umatilla County. Bids received January 27, 1983. Contract No. 9563 awarded February 22, 1983, to Douglas S. Coats, Inc., Bend, at \$99,175.
- 2) Work on Jenny Creek Bridge Section of the Green Springs Highway in Jackson County. Bids received January 27, 1983. Contract No. 9587 awarded February 2, 1983, to Ausland Construction, Inc., Grants Pass, at \$337,906.50.
- 3) Work on Second, Oak and Fifth Streets in Lebanon, Linn County. Bids received January 27, 1983. Contract No. 9588 awarded February 18, 1983, to Wildish Corvallis Construction Co., Eugene, at \$124,518.
- 4) Work on Kelsay Springs Section of the Sherman Highway in Wasco County. Bids received January 27, 1983. Contract No. 9589 awarded February 2, 1983, to Hi-Land Construction, Inc., Prineville, at \$249,599.
- 5) Work on Park Place-Newell Creek Section of the Cascade Highway South in Clackamas County. Bids received January 27, 1983. Contract No. 9592 awarded February 2, 1983, to Ross Bros. Construction Inc., Salem, at \$1,711,633.
- 6) Work on S. E. 50th Avenue-S.E. 82nd Avenue (Portland) Section of the Mt. Hood Highway (S.E. Powell Boulevard) in Multnomah County. Bids received January 27, 1983. Contract No. 9593 awarded February 2, 1983, to Cascade Construction Company, Inc., Portland, at \$2,858,227.
- 7) Work on N. E. 39th Avenue-N.E. 87th Avenue Section of the Columbia River Highway in Multnomah County. Bids received February 24, 1983. Contract No. 9594 awarded March 1, 1983, to R. A. Hatch Co., Bend, at \$29,270,186.
- 8) Traffic signal installation on Corvallis-Newport Highway at 13th Street in Philomath, Benton County. Bids received on February 24, 1983. Contract No. 9595 awarded March 1, 1983, to Linnco Electric Co., Albany, at \$44,225.15.
- 9) Work on Oregon City-New Era (M.P. 13.18-13.38 and M.P. 17.35-17.75) Section of Pacific Highway East in Clackamas County. Bids received February 24, 1983. Contract No. 9597 awarded March 3, 1983, to Apex Fence Co., Inc., Anderson, CA at \$268,175.

EXHIBIT C
MINUTES OF 3-15-83

- 10) Work on Thornton Creek Section of the Corvallis-Newport Highway in Lincoln County. Bids received February 24, 1983. Contract No. 9601 awarded March 1, 1983, to F. Kelly Somers Const. Co. Inc. and F. L. Somers Co., Inc., Gresham, at \$164,023.
- 11) Work on Boeckman Creek Bridge Section of FAS Route A619 (Wilsonville Rd.) in Clackamas County. Bids received January 27, 1983. Contract No. 9591 awarded March 3, 1983, to Marion Construction Co., Inc., Salem, at \$708,353.

Dated this 4 day of March, 1983


H. S. Coulter, State Highway Engineer

3-3-83

EXHIBIT D
MINUTES OF 3-15-83

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under delegated authority, the following contracts were accepted as being completed according to specifications:

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Weaver Const. Co. No. 9501	McKay Cr. (Sumac) Bridge Umatilla County	Feb. 1, 1983
Ross Bros. Const., Inc. No. 9414	Fifteenmile Cr. Br. No. 15711A Wasco County	Feb. 2, 1983
Serenity Builders, Inc. No. 9440	Santiam & Oak Grove SRAs Marion & Linn Counties	Feb. 2, 1983
Ameada Mining & Con- struction Co., Inc. No. 9532	Celilo Rock Production Wasco County	Feb. 2, 1983
Joe Preso Const., Inc. No. 9454	Big Creek Bridge Union County	Feb. 2, 1983
Cascade Const. Co., Inc. No. 9167	NE Col. Blvd.-NE Weidler St. (Unit 3) Multnomah County	Feb. 3, 1983
Schoolhouse R Electric No. 9520	Crater Lake Hwy.@ Fred Meyer Access (Medford) Jackson County	Feb. 8, 1983
Salem Sand & Gravel Co. No. 9467	Willamette River (Marion Street) Bridge Marion County	Feb. 8, 1983
Harry B. Stanley No. 9176	Sunset Hills Memorial Park (Cemetery) Access Washington County	Feb. 11, 1983
Eugene Sand & Gravel, Inc. No. 9372	Willamette Hwy.@ Cloverdale Rd. Lane County	Feb. 15, 1983
Bracelin-Yeager Exca- vating & Trucking, Inc. No. 9495	Arizona Inn Slide Curry County	Feb. 23, 1983

EXHIBIT D
MINUTES OF 3-15-83

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Oregon Asphaltic Paving Co. No. 9344	UPRR Crossing to Birch Ave. Multnomah County	Feb. 24, 1983
Phil Howell Const. No. 9466	Starvation Creek, Koberg Beach and Memaloose Safety Rest Areas Hood River & Wasco Counties	Feb. 28, 1983
S. J. Groves & Sons Co. & Guy F. Atkinson Co., J.V. No. 8905	Columbia River Bridge (N. Channel Super- structure) Multnomah, OR & Clark, WA Counties	Feb. 28, 1983

March 1, 1983

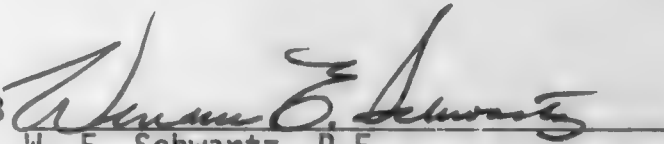

W. E. Schwartz, P.E.
Asst. State Highway Engineer

EXHIBIT E
MINUTES OF 3-15-83
Oregon Transportation Commission

COM 4

TO:

SUBJECT:

Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

S.W. PARK BLVD.-AIRPORTWAY (ONTARIO) SECTION, OLDS FERRY-ONTARIO
HIGHWAY - MALHEUR COUNTY

R-52011 - Anastacio C. Gonzales et al. 0.13 acre for right of way purposes. Offer \$9,425.00.

R-52012 - Milton F. Strey et al. Parcel 1: 0.6 acre for right of way purposes. Parcel 2: 0.07 acre for permanent easement for slopes, powerline, telephone, gas, television, illumination and sanitary sewer facilities. Parcel 3: 0.08 acre for permanent easement for irrigation facility. Offer \$47,575.00.

R-52035 - Nolan M. Field et al. Parcel 1: 750 square feet for right of way purposes. Parcel 2: 375 square feet for temporary easement for work area. Offer \$5,000.00.

R-52061 - Jerry O. Stone et al. Parcel 1: 700 square feet for right of way purposes. Parcel 2: 350 square feet for permanent easement for slopes, powerline, telephone, gas, television, water, illumination and sanitary sewer facilities. Revised offer \$5,150.00.

R-53233 - Oregon-Idaho Truck Stop, Inc., et al. Parcel 1: 1,000 square feet for right of way purposes. Parcel 2: 500 square feet for permanent easement for slopes, powerline, telephone, gas, television, water, illumination and sanitary sewer facilities. Offer \$6,560.00.

MYSTIC CREEK-CAMAS VALLEY UNIT, MYSTIC CREEK-MUNS CREEK SECTION,
COOS BAY-ROSEBURG HIGHWAY - DOUGLAS COUNTY

R-50694 - Philip J. Keizer et al. Parcel 1: 4.75 acres and Parcel 2: 2.57 acres, both for right of way purposes. Parcel 3: 0.43 acre for a temporary easement for random fill. Offer \$16,550.00.

NEHALEM RIVER BRIDGE SECTION, OREGON COAST HIGHWAY - TILLAMOOK
COUNTY

R-52947 - Hill-A-Lea Development Corp. et al. 0.22 acre for right of way purposes. Offer \$250.00.

Dated this 4 day of February, 1983.


J. B. BOYD, Right of Way Manager

RE: Report of Offers Tendered - 7
- 5045 -

EXHIBIT E
MINUTES OF 3-15-83

March, 1983

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

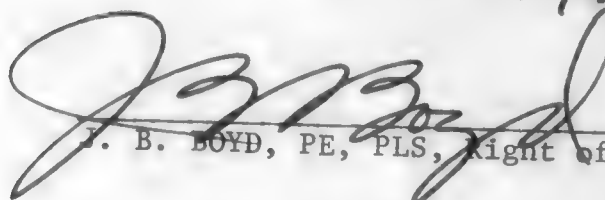
Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Sale of 0.95 acre excess property on the Prairie Road-Eugene Section of the Junction City-Eugene Highway in Lane County for a minimum consideration of \$134,250. This supersedes the approval given October 13, 1977. Approved February 10, 1983. File 2208 (23-43).
- (2) Sale of 0.92 acre excess property on the Applegate Section of the Jacksonville Highway in Jackson County for a minimum consideration of \$2,400. Approved February 10, 1983. File 6195 (23-43).
- (3) Sale of 6.25 acres excess property on the Goshen-Divide Section of the Pacific Highway in Lane County for a minimum consideration of \$7,900. Approved February 10, 1983. File 20528 (23-43).
- (4) Sale of 1.66 acres excess utility easement on the Salisbury-Mill Gulch Section of the Baker-Unity Highway in Baker County to the U.S. Forest Service for a minimum consideration of \$100. Approved February 10, 1983. File 16467 (23-43).
- (5) Sale of 18.5 acres excess property on the Albany-Judkins Point Section of the Pacific Highway in Lane County for a minimum consideration of \$30,825. Approved February 10, 1983. File 25308 (23-43).
- (6) Service Contract with Southern Pacific Transportation Company for installation of grade crossing protection devices at S.W. Lower Boones Ferry Road in Clackamas County. Approved February 22, 1983. RR 836 (23-50).
- (7) Signed on February 23, 1983, the Grant of Access to Robert Bailey, et al, at Sta. 213+30 on S.W. 72nd Avenue in Washington County that was approved by Mr. Yturri on November 29, 1982. File 19876 (23-46).

E
MINUTES OF 3-15-83

- (8) Supplemental Right of Way Services Agreement with the City of Eugene for reviewing appraisals on the Roosevelt Blvd. Corridor between Beltline Road and Maple Street in Lane County. Approved February 28, 1983. Misc. C & A 7136. Agr. 206.
- (9) Sale of 10,419 square feet excess property on the SE 104th-SE 122nd Section of the Mt. Hood Highway in Multnomah County for a minimum consideration of \$61,000. Approved March 1, 1983. File 45443 (23-43).
- (10) Sale of 8,840 square feet excess property on the SE 104th-SE 122nd Section of the Mt. Hood Highway in Multnomah County for a minimum consideration of \$50,000. Approved March 1, 1983. File 44727 (23-43).
- (11) Release of 0.18 acre excess property in the McMinnville Section of the Pacific Highway West in Yamhill County to the City of McMinnville for the street and entrance to Linfield College. Approved March 1, 1983. Files 13184, 13185 (23-43).
- (12) Construction and Maintenance Agreement with Burlington Northern Railroad and the City of Salem for installation of grade crossing protection devices at Cherry Street, Pine Street and Highland Avenue in Salem, Marion County. Approved March 2, 1983. RR 1117 (23-50).
- (13) Amendment to Service Contract No. 78-16 with Southern Pacific Transportation Company for the grade crossing at West Sherman Street in Lebanon, Linn County. RR 948. Approved December 16, 1982 (23-50).
- (14) Amendment to Service Contract No. 78-17 with Southern Pacific Transportation Company for the grade crossing at 2nd Street in Lebanon, Linn County. RR 949. Approved December 16, 1982. (23-50).

Dated this 7 day of March, 1983


J. B. BOYD, PE, PLS, Right of Way Manager

JBB:lm

EXHIBIT II
MINUTES OF 3-15-83

March, 1983

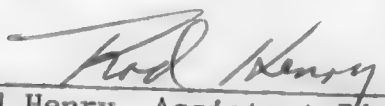
TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Assistant Right of Way Manager in the absence of the Right of Way Manager, (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Right of Way Services Agreement with Umatilla County for the Ukiah Granite Road Section in Umatilla County. Approved February 28, 1983. Misc. C & A 7841. Agr. 221.

Dated this 4 day of March, 1983.


Rod Henry, Assistant Right of Way Manager

RJH:lm

EXHIBIT F
MINUTES OF 3-15-83

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On FEBRUARY 25, 1983, \$3,282,729.86 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of JANUARY, 1983.

On FEBRUARY 28, 1983, \$1,969,740.78 (12.17% of the Highway Fund) was distributed to the cities for the month of JANUARY, 1983.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 22ND day of FEBRUARY, 1983

V. E. Skoog

V. E. Skoog, Controller
Highway Division

Attachments

cc: Fred Miller
John Earley

EXHIBIT G
MINUTES OF 3-15-83

TO: Oregon Transportation Commission

SUBJECT: Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized the State Parks Administrator, or his designate, in an official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith, the Parks Administrator or his designate has approved the following actions and report them for your official records.

On December 6, 1982, approved a survey and planning agreement addendum with Lake County for Lake County Survey Project, increasing the agreement from \$4,689 to \$6,505.

On December 13, 1982, approved a Survey and Planning Agreement with Kim Lakin, State Historic Preservation Office intern, in the amount of \$1,200.

On January 3, 1983, signed a quitclaim deed for 3.75 acres at Tumalo State Park.

On January 3, 1983, approved request by Bernard Jackson, Curry County, to install a TV Satellite receiving antenna within the Rogue River Scenic Waterway in Curry County.

On January 7, 1983, approved a property transfer agreement with Highway Division for Alsea Bay North Bridgehead State Wayside, Lincoln County, in exchange for land more suitable for park purposes.

On January 7, 1983, approved a concession lease with Urban Park Concessionaires, Inc. for concession operation at Depoe Bay State Park, Lincoln County.

On January 10, 1983, approved a Survey and Planning Agreement with Debra Lynne Soper for HSPP 8220A in the amount of \$400.

On January 10, 1983, approved a Survey and Planning Agreement with Paul Christy Jenkins for HSPP 822B, in the amount of \$400.

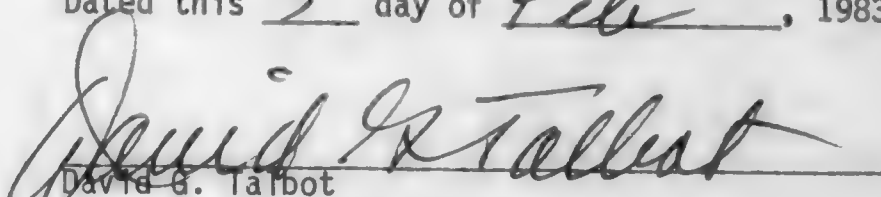
On January 21, 1983, approved a Survey and Planning Agreement with Corvallis Preservation Society, Benton County for City of Corvallis Survey and Inventory project, in the amount of \$5,000.

On January 25, 1983, approved an Amended Maintenance and Administration Agreement with McLoughlin Memorial Association, Clackamas County, for McLoughlin and Barclay Houses, in the original amount of \$26,500. There were no extra funds.

On January 26, 1983, approved a Survey and Planning Agreement with the Historic Preservation League of Oregon, Multnomah County, for survey training and instructional model, in the amount of \$5,954.

On January 26, 1983, approved a Survey and Planning Agreement with the Historic Preservation League of Oregon, Multnomah County, for Reference and Research Library, in the amount of \$1,975.

Dated this 3 day of Feb, 1983


David G. Talbot
State Parks Administrator

DGT/js

EXHIBIT G
MINUTES OF 3-15-83

TO: Oregon Transportation Commission

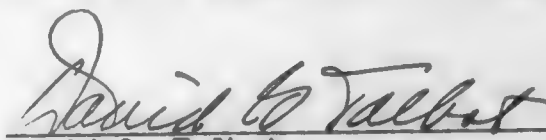
SUBJECT: Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized the State Parks Administrator, or his designate, in an official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith, the Parks Administrator or his designate has approved the following actions and report them for your official records.

On February 3, 1983, approved an agreement with William Bagley for snow removal on access road to Lapine State Recreation Area, Deschutes County.

On February 17, 1983, approved an agreement with Oregon State Department of Fish and Wildlife for parks to develop and operate a boat launch area on Fish and Wildlife property known as Rainbow or Warm Springs boat access - Deschutes River, Jefferson County.

Dated this 4th day of March, 1983



David G. Talbot
State Parks Administrator

DGT/js

REPORT OF CASES FILED BY AND AGAINST THE DEPARTMENT OF TRANSPORTATION

L-8350 Andrew R. Foster vs. Ronald C. Engesether et al. This is a suit to foreclose a construction lane in the amount of \$3,613.47 against some property, a portion of which is being condemned by the Highway Division for highway right of way under File L-8211 R-51148. The matter has been referred to the Attorney General's office for handling.

L-8351 Oregon Department of Transportation, Highway Division, ex rel, General Electric Supply Company, plaintiff vs. L. W. Hembree Company et al, defendant and Third Party Plaintiff vs. the Oregon Department of Transportation, Highway Division. This case involves a lawsuit by General Electric Supply Company against L. W. Hembree Company for \$11,100 allegedly owed to the plaintiff. The \$11,100 is retainage withheld by the Highway Division on contract 9194 because of late completion of the contract. The defendant L. W. Hembree Company has named the Department of Transportation Highway Division as a third party defendant claiming that if they are required to pay the \$11,100 to the plaintiff that they should be allowed to recover the amount from the Highway Division. The matter has been referred to the Attorney General's office for the defense of the State.

L-8347 Gary P. Roberti and Karen L. Roberti vs. Portland General Electric Company et al. This case arises out of an alleged trespass that occurred about February 1982 in which the plaintiff alleges that the defendants (PGE, Pacific Northwest Bell and the Department of Transportation entered on plaintiff's property and cut away portions of trees and installed power lines and telephone lines over plaintiff's property. The plaintiff is seeking \$18,000 in general damages and \$10,000 in punitive damages. The file has been referred to the Attorney General's office for the defense of the State.

L-8349 American Fidelity Fire Insurance Company vs. Dan Dillard et al. This is a mortgage foreclosure and involves property that a portion of which is involved in a condemnation act (L-8028) which is scheduled for trial sometime this summer. The plaintiff is seeking to foreclose a mortgage on the property and have the property sold. The matter has been referred to the Attorney General's office for handling.

L-8348 Bobby J. Inman, Guardian Ad Litem for Bobby Samantha Lakins, a minor vs. Delbert Dean Vaughn et al. This case arises out of an accident that occurred on July 8, 1980 at which time Bobby Lakins was struck by the vehicle driven by the defendant Delbert Dean Vaughan and owned by the defendant View Point Ranches. The alleged negligence of the State is in the maintenance of the traffic signal at the intersection. The plaintiff is seeking \$500,000 in general damages and in special damages in an amount not yet determined. The matter has been referred to the Attorney General's office for the defense of the State.

L-8368 State of Oregon ex rel Morrison Electric Company vs. Donald M. Drake Company and Donald M. Drake Company vs. the State of Oregon by and through its Transportation Commission Department of Transportation Highway Division. This is a lawsuit involving the construction of the county maintenance facilities by the State. The subcontractor Morrison Electric is suing the prime contractor Donald M. Drake Company for \$727,000. The subcontractor is also suing Zimmer Gunsul Frasca the architect, Peterson Engineering Inc., an Oregon Corporation which was employed by the architect and the bonding company for Donald M. Drake Company. Donald M. Drake Company is bringing in the State as a third party defendant claiming if it is required to pay the subcontractor anything it should recover that amount from the State. The matter has been referred to the Attorney General's office for handling.

L-8369 Northwest Natural Gas Company, Pacific Power and Light Company, Pacific Northwest Bell and General Telephone Company of the Northwest vs. the City of Portland, County of Multnomah, Tri-County Metropolitan Transportation District and the State of Oregon. This lawsuit involves the relocation of facilities for the construction of the light rail project in the City of Portland. The plaintiff's are suing the four defendants relating to the relocation of their facilities to accomodate the light rail transit. The State is involved only to the extent of relocation that it has ordered in conjunction with the two contracts for the widening of the Banfield. The matter has been referred to the Attorney General's office for the Defense of the State.

- 5054 -

REPORT OF CONDEMNATION CASES TRIED

<u>Defendant</u>	<u>State's Highest offer made more than 30 days prior to trial</u>	<u>State's Highest Testimony at trial</u>	<u>Defend- ants' lowest demand</u>	<u>Verdict</u>
H. A. Olson L-8144 R-50762	\$45,000	\$36,000	\$50,000	\$51,000.00
Section: Nehalem River Bridge Highway: Oregon Coast Highway County: Tillamook				
Martin Wappler L-7949 R-50740	\$125,000	\$92,480	\$150,000 plus attorney fees	\$165,000.00
Section: N.E. Sandy Blvd. - N.E. 146th Dr. Highway: 148th Ave. (a county road) County: Multnomah				

REPORT OF SETTLEMENT OR DISPOSITION OF CASES
OTHER THAN CONDEMNATION

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>
State L-8322	Widmer Corp.	Spilled oil on highway	\$466.74
Highway: Pacific Interstate I-5 County: Multnomah			
Remarks: Settled for \$466.74. Paid in full.			
TRK Trans. Inc. L-7977	State	Contribution	\$100,000
County: Lane			
Remarks: Dismissed. No loss. No liability of State since principle plaintiff suing TRK covered by Workers' Comp.			

REPORT OF CONDEMNATION CASES SETTLED

<u>Defendant</u>	<u>State's Offer</u>	<u>State's Highest Appraisal</u>	<u>Amount of Settlement</u>
Patrick Joseph Wilber L-8122 R-51815	\$1,100.00	\$1,100.00	\$2,500.00
Section: Beede Res. - Drinkwater Pass Highway: Central Oregon County: Harney			
Wright Wilber L-8085 R-51814	\$1,450.00	\$1,450.00	\$5,000.00
Section: Beede Res. - Drinkwater Pass Highway: Central Oregon Hwy. County: Harney			
E. Sam Shioishi L-8260 R-50926	\$12,375.00	\$12,375.00	\$12,850.00
Section: S.E. 50th Ave. - S.E. 92nd Ave. Highway: Mt. Hood (Powell Blvd.) County: Multnomah			

REPORT OF TRIAL OF OTHER CASES - State Plaintiff

<u>Defendant</u>	<u>Cause of Action</u>	<u>Demands of Plaintiff</u>	<u>Verdict or Judgment</u>
Carri R. Steward L-8099	Bridge Rail	\$3,197.88	\$3,197.88 plus 9% interest
Attorney Fees: - County: Marion Highway: North Santiam		Court Costs:	\$76.50
Remarks: Driver's license is suspended.			

EXHIBIT H
MINUTES OF 3-15-83

REPORT OF SETTLEMENT OR DISPOSITION OF CASES
OTHER THAN CONDEMNATION

Plaintiff	Defendant	Cause of Action	Demand of Plaintiff
Laureen Thompson L-8119	Ernest Derricott	Wrongful Death	\$300,000

Section: Fir Villa and Ellendale Roads
County: Polk

Remarks: Derricott ran a stop sign and killed John Thompson. Derricott uninsured. Stop sign covered with moss — in shadow. Claimed to be obscured also by low branches. If State is co-defendant, even 1% contributory negligence, State would have to pay entire verdict because Derricott uninsured.

James W. Rogers L-8176	Jevana Word	Negligence
---------------------------	-------------	------------

Section: Maple Street
Highway: Oregon Hwy. 8
County: Washington

Remarks: State dismissed as a party defendant by plaintiff's attorney.

Rhonda Carlucci L-8248	State	Negligence	\$49,365.00
---------------------------	-------	------------	-------------

Section: Highway 26
Highway: Highway 47
County: Multnomah

Remarks: Dismissed for lack of prosecution.

William Champion L-8274	City of Portland	Property Damage
----------------------------	------------------	-----------------

Section: S.E. Holgate Street
County: Multnomah

Remarks: State dismissed as a party defendant.

REPORT OF TRIAL OF OTHER CASES - State Plaintiff

Defendant	Cause of Action	Demands of Plaintiff	Verdict or Judgment
Allen Waldron L-8170	Fuel Use Tax	\$1,585.35 plus costs	

Attorney Fees: -
County: Marion

Court Costs:

Remarks: Cannot collect. Assets are recorded in wife's name. The judgment has been transcribed in Circuit Court in Tillamook County; therefore, a lien will be placed on any real property recorded in Tillamook County.

Kari Gordon L-8270	Guardrail	\$843.63	\$843.63 plus 9% interest
-----------------------	-----------	----------	---------------------------------

Attorney Fees: \$260.00
County: Yamhill
Highway: Pacific Highway 1

Court Costs: \$100.40

Andrew Elkins L-8171	Stop Sign Post	\$271.45	\$271.45 plus 9% interest
-------------------------	----------------	----------	---------------------------------

Court Costs: \$80.75

Attorney Fees: \$150.00
County: Marion
Highway Salmon River #39

EXHIBIT H
MINUTES OF 3-15-83

MINUTES
of the
OREGON TRANSPORTATION COMMISSION TELEPHONE MEETING
held on
April 7, 1983

Salem, Oregon
April 7, 1983

The Oregon Transportation Commission held a special telephone meeting at 3:30 p.m., originating in Room 135 (Director's Office), Transportation Building, Salem. Notice of the meeting was made by press release to newspapers of general and local circulation throughout the State. The following persons were on the telephone at the locations given:

Anthony Yturri, Chairman, Ontario
N. B. Giustina, Member, Palm Springs
Robert F. Dwyer, Member, Portland
Fred Miller, Director, Salem
Jack Sollis, Chief Counsel, Salem
H. S. Coulter, State Highway Engineer, Salem
Joe Christian, Fiscal Officer, Salem
Robert W. Gormsen, Commission Services, Salem

Mr. Miller said the purpose of the call was to obtain Commission approval of two items. He said the first item was to obtain authorization to execute a contract for assistance in installing the new financial management and accounting system. He called on Mr. Christian to explain the contract.

Mr. Christian recalled that at the November 16, 1982, meeting, the Commission had granted authority to negotiate with the developers of the system, (Peat, Marwick, Mitchell and Company) on a sole source basis for assistance in installing the State Accounting and Reporting System (STARS). At that time the cost of the contract was estimated in the range of \$400,000 to \$700,000. Mr. Christian said they are now completing the negotiations at a price not to exceed \$380,000 with installation to begin in April. He said that he felt with the Department in the management role on this project and Peat, Marwick providing the necessary technical expertise, a successful system will be installed. The Commission unanimously approved the contract with Peat, Marwick, Mitchell and Company at a cost not to exceed \$380,000 and authorized the State Highway Engineer to sign the contract. The State Highway Engineer was also authorized to approve and execute amendments and addendums as deemed necessary.

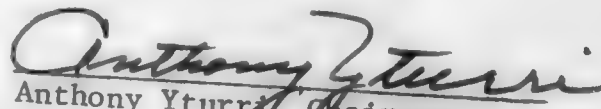
Mr. Miller said the second item was to obtain authorization to request legislative approval to establish new staff positions within the Highway Division. He asked Mr. Coulter to explain this item.

Mr. Coulter said in order to take advantage of the new Federal highway revenue due to the five-cent gas tax increase, the Highway Division is planning to accelerate its construction program by about \$45 million this Spring. This will require, he said, an additional 82 positions in the field to meet the demand of this


increased program. He explained this is in addition to the 20 positions approved at the February 14, 1983, Commission meeting. The estimated cost of these new 82 positions is \$3,554,352 and Federal Funds will cover approximately 88% of the cost. The Commission unanimously approved the 82 positions. (Letter dated March 7, 1983, to the Joint Committee on Ways and Means on file in Commission's files, Salem, requesting approval of the 82 positions and the 20 positions approved at the February meeting.)

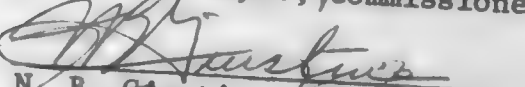
Mr. Miller told the Commission that the appointment of Samuel T. Naito to the Transportation Commission had been confirmed by the Senate today. The Commission was pleased with the news and Chairman Yturri said he felt that Commissioner Naito would be a very valuable addition to the Commission.


There being no further business, the telephone meeting concluded at 3:35 p.m.



Anthony Yturri, Chairman


Peter Brix, Vice Chairman


Robert E. Owyer, Commissioner


N. B. Giustina, Commissioner


Samuel T. Naito, Commissioner


Robert W. Gormsen, Manager
Commission Services

April 7, 1983

M I N U T E S
of the
OREGON TRANSPORTATION COMMISSION MEETING
held on
April 18, 1983

April 18, 1983
McMinnville, Oregon

The Oregon Transportation Commission held its regular monthly meeting at the Community Center (600 North Evans Street) in McMinnville beginning at 10 a.m. Notice of the meeting had been made by press release to newspapers of general and local circulation throughout the State. Present were:

Anthony Yturri, Chairman
Samuel T. Naito, Member
N. B. Giustina, Member
Robert F. Dwyer, Member
Fred D. Miller, Director of Transportation
Dale Hormann, Assistant Attorney General
Larry Rulien, Assistant Director for Administration
George Bell, Assistant Director for Intergovernmental
and Public Affairs
David Moomaw, Administrator of Motor Vehicles Division
David Talbot, Administrator of Parks and Recreation
Division
Paul Burket, Administrator of Aeronautics Division
Dennis Moore, Administrator of Public Transit Division
H. S. Coulter, State Highway Engineer
W. E. Schwartz, Assistant State Highway Engineer
for Operations
E. S. Hunter, Assistant State Highway Engineer
for Technical Services
R. N. Bothman, Assistant State Highway Engineer
for Administration
Shirley Eads, State Travel Director
Dale Wilken, Division Administrator, Federal Highway
Administration
C. O. Fredrickson, Region 2 Engineer
Robert W. Gormsen, Manager, Commission Services

There were other staff members present as well as representatives of the news media.

The Chairman opened the meeting by saying that the Commission was delighted to be in McMinnville and explained that the Commission has a policy to hold at least two meetings a year in cities other than Salem. This, he said, allows local participation as well as bringing the Commission business to the local level.

The Commission unanimously approved the following items on the consent calendar:

- 1) Minutes of the Commission meeting of March 15, 1983.

(continued on next page)

- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2734" on file in Commission's files, Salem.)
- 3) Authorized increase in project authorization on the following contract:
 - a) Contract No. 9345 for work on S. E. 82nd Avenue-S. E. 92nd Avenue Section of the Mt. Hood Highway (Powell Boulevard), Multnomah County, in the amount of \$101,000 (9.0% increase).
- 4) Hiring an engineering consultant for assistance in the Hensel Phelps contractor claim on the South Banfield Interchange, East Portland Freeway, Multnomah County, (Contract No. 8519) at a cost not to exceed \$50,000. (Personal service contract with VHS Associates, Inc.)
- 5) Added to the construction program a slide correction at M.P. 45 on the Tiller-Trail Highway in Jackson County. Estimated cost \$160,000 to be financed with Federal-Aid Secondary Funds. State match will be \$19,000.
- 6) Adopted administrative rules as follows:
 - a) Permanent administrative rule amending the tourist-oriented directional sign rules. (Administrative Rule No. 199A on file in Commission's files, Salem.)
 - b) Permanent administrative rule amending the rules relative to signs identifying cultural and historical features. (Administrative Rule No. 198B on file in Commission's files, Salem.)

The two amendments waive the \$120 annual rental fee for these signs when the applicant provides verification of being designated a nonprofit entity by the U.S. Internal Revenue Service.

The two permanent rules were filed with the Secretary of State on April 20, 1983, and effective that date. The rules will be published in the May 1, 1983, Administrative Rule Bulletin.
 - c) Temporary rule covering the two editions of the Oregon supplements to the Manual on Uniform Traffic Control Devices. (Amends OAR 734-20-005) Temporary rule adopting the revised supplements was necessary so that the installation of tourist-oriented directional signs and cultural and historical signs can proceed on highway right of way at the earliest practical date.

(continued on next page)

April 18, 1983

The temporary rule was filed with the Secretary of State on April 20, 1983, and effective that date. The rule will be published in the May 1, 1983, Administrative Rule Bulletin. (Temporary Administrative Rule No. 116B on file in Commission's files, Salem.)

Written delegated authority reports had been mailed to the Commission prior to the meeting. These reports show the action taken by the following officials on behalf of the Commission pursuant to its duly adopted delegation orders. (Exhibits are in the Commission files in Salem.)

Chairman of Transportation Commission	Exhibit A
Director	Exhibit B
State Highway Engineer	Exhibit C
Assistant State Highway Engineer	Exhibit D
Right of Way Manager	Exhibit E
Location Engineer	Exhibit F
Highway Controller	Exhibit G
State Parks Administrator	Exhibit H
Aeronautics Administrator	Exhibit I
Public Transit Administrator	Exhibit J
Chief Counsel	Exhibit K

Mr. Miller called on Mr. Coulter to give an update on the status of the Alsea Bay Bridge at Waldport on the Oregon Coast Highway in Lincoln County. Mr. Coulter said as a result of the Commission's action at the March 15, 1983 meeting the Division is seeking a consultant with experience in rehabilitating concrete structures in a marine environment. He mentioned six consultants had been contacted and that Bridge Engineer Walt Hart would be in Washington, D.C. soon to discuss with the Federal Highway Administration the availability of Federal-aid participation in the study. Mr. Coulter continued that when Mr. Hart returns, he will provide the consultants with a draft of the RFP and schedule a meeting to receive their input. He asked for the Commission's approval to proceed with the issuing of the RFP. The Commission reaffirmed their action of last month's meeting to hire a consultant to evaluate the restoration alternative.

The Chairman asked for the results of the hearing held February 24, 1983, concerning the Alsea Bay Bridge. Mr. Coulter called on Mr. Fredrickson to give the report since he was the Hearings Officer. Mr. Fredrickson said about 150 attended the hearing in Waldport with 22 persons testifying. He told the Commission that the hearing produced about a "50-50 split" between those testifying for keeping the old bridge and those who supported a replacement alternative. He said there was not an overwhelming sentiment for restoration and there was a difference of opinion from those who wanted to build a new structure as to what type they wanted constructed.

Mr. Talbot reviewed the history concerning the proposed closing of certain sections of the beach to motor vehicles in Lane, Douglas and Coos Counties (Dunes National Recreation Area). He said a Hearing Officer's Report and Recommendations dated April 7, 1983, had been mailed to the Commission. (Copy on file in Commission's files, Salem.) He commented that the work of the Committee appointed by the Chairman and the information received at the hearing on March 2, 1983, resulted in a proposal to close to motor vehicles about five miles of beach south of the Umpqua River South Jetty, a section at the mouth of the Siltcoos River, and a weekend and holiday closure adjacent to the Siuslaw South Jetty Road near Florence. These modifications were contained in the administrative rules which Mr. Talbot presented for adoption. The Commission unanimously adopted "Ocean Shore Rule No. 15A" (amending OAR 736-24-040), "Ocean Shore Rule No. 14A" (amending OAR 736-24-035), and "Ocean Shore Rule No. 13B" (amending OAR 736-24-030). (Copies of rules on file in Commission's files, Salem.) The three rules were filed with the Secretary of State on April 22, 1983, and effective that date. The rules will be published in the May 15, 1983, Administrative Rule Bulletin.

Mr. Miller said the Highway Division has identified about \$150,000 in improvements which could be made this summer in the Columbia Gorge area and the Parks Division has identified about \$500,000 improvements. He commented that the Governor is personally interested in the project, but it is still uncertain how much Federal money will be forthcoming to help finance the projects. He said there are about \$3 and \$5 million additional improvements which could be made but the funds are not available.

The next Commission meeting date was confirmed for Tuesday, May 17, 1983, in Salem. The following meeting was tentatively set for Tuesday, June 21, 1983, in Salem.

Mr. Moomaw introduced Carolyn Campbell, Northwest Regional Field Manager for Motor Vehicles, and asked that she give a report on the activities in the Region. Ms. Campbell summarized the role of the Regional Supervisor and discussed the improvement programs, such as the new motorcycle test, terminals for issuance of PUC and Highway permits, and false identification numbers.

Mr. Moore introduced Ted Lopuszynski, Chairman of the Yamhill County Board of Commissioners, and asked that he give a report on the public transit services in Yamhill County. Commissioner Lopuszynski explained the importance of the program by providing public transportation to the transportation disadvantaged, such as the elderly, handicapped, and workers who have lost their driver's license. He said there are two vehicles in McMinnville and two in Newberg which are operated on a contract basis. He also mentioned that they supplement the school transportation bus system by providing special needs to special students. He said he felt that the community does support the bus program.

At the March 15, 1983, Commission meeting, Mr. Talbot said action had been deferred pending further information from the staff concerning the Kent Olsen gravel lease at Elijah Bristow State Park in Lane County. He mentioned that additional information had been mailed to the Commission and he had spoken with Vice Chairman Brix. He indicated that it is still the staff's recommendation not to renew Mr. Olsen's lease. Commissioner Dwyer moved and Commissioner Giustina seconded that the lease not be renewed. The Commission unanimously agreed not to renew Mr. Olsen's gravel lease.

Mr. Talbot said Mr. Dean Brunstad had submitted a notification of intent to place a single family dwelling on Tax Lot 1602, Section 25, Range 7W, Township 35S, Rogue River Scenic Waterway in Josephine County. He said he is recommending approval of the proposal subject to stipulations outlined in his letter to the Commission dated April 7, 1983. (Copy of letter on file in Commission's files, Salem.) He indicated that one of the stipulations is that he be given authority to sign a restrictive covenant with Mr. Brunstad for permanent protection and preservation of vegetation on the building site. The Commission unanimously approved Mr. Talbot's request, subject to the above-mentioned stipulations.

Mr. Talbot displayed a number of photographs showing the heavy erosion on the beaches along the Oregon Coast due to the winter's weather.

Ms. Eads gave a brief report on the spring advertising campaign now underway. She said ads are appearing in only eight magazines this year as compared to 26 last year but 35,000 responses have been generated to date as a result of this effort. She displayed the Sunset magazine, which includes a return card, requesting information about Oregon. She said the travel barometer visitor count is about equal overall to last year.

Ms. Eads gave an update on legislation affecting the Travel Information Section. She said HB 2284 (Governor's bill to move the tourism program to the Department of Economic Development) has had one hearing. She mentioned that SB 642 (creating a separate Department of Tourism and Cultural Affairs) and SB 263 are both scheduled for a hearing soon.

Mr. Coulter requested the Commission's approval to add the 12th Street-13th Street Couplet Project in Hood River to the Six-Year Highway Improvement Program as a cooperative project. He explained that Hood River County is offering to fund a portion of the project by

providing their next two years' allocation of Federal Aid Secondary Funds amounting to about \$160,000. He said added to this project would be \$290,000 in State FAS Funds and \$60,000 State Funds. He recommended accepting the County and City's offer to complete the couplet project and he requested approval to sign the agreement covering this project. The Commission unanimously approved Mr. Coulter's request.

Mr. Bell gave an update on the Columbia Crossing '83 which is a public celebration of the I-205 Bridge (Glenn Jackson Bridge) to be held May 15, 1983. He outlined the events which will be a 12-kilometer run, an organized bike ride over the bridge, antique cars, parade, boat activity on the river, square dancers, 80 booths and an extensive air show. He said the I-205 Freeway and Bridge will be closed during this time. The cost will be around \$200,000 which is being donated by private sponsors as well as fees from the runners.

Mr. George, Traffic Engineer, reported that temporary general motorist signs will be installed along I-205 next week at nine different locations and permanent signs will be installed in about two months. He said that the Travel Information Council was working toward installation of logo signs on freeways in the Portland metropolitan area.

Mr. Coulter called on Mr. Fredrickson, Region 2 Engineer, for a report on the highway activities in that Region. Mr. Fredrickson explained the operation of the Region, its special problems and responsibilities. He said there are more than 1,400 miles of roadway and 1,154 structures in his Region. He discussed several projects in Yamhill County, including the rerouting of traffic from the East McMinnville Interchange and improvement on Three Mile Lane Highway and the Pacific Highway West. (Written statement on file in Commission's files, Salem.) Rick Kuehn, District Maintenance Supervisor, outlined his responsibilities for the maintenance program in Marion, Polk and Yamhill Counties.

Mr. Schwartz by use of a map explained the access request on Highway 395 (Pendleton-John Day Highway) near Pendleton in Umatilla County. He explained that the request is from Jim Schroeder of Athena who bought the property in 1981 from the Highway Division and was aware of the access restriction at the time of purchase. He said the access had been denied for safety reasons due to the volume of traffic on the highway and the fact that he knew of the access restriction when the property was sold to him.

Jim Schroeder, Marv Lemmon and Gary Kahn were present concerning this access problem. Mr. Schroeder read a prepared statement requesting an access 45 feet in width. (Copy of statement on file in Commission's files, Salem.) The City of Pendleton has supported the granting of this access.

The Commission unanimously decided to allow access to Mr. Schroeder's property as outlined on the map with the understanding that the Highway Division would determine the value of the access and Mr. Schroeder would pay for the access. The Commission indicated that this would not establish a precedent and future cases will be decided upon their own merits.

Mr. Bob Quanstrom, Manager of the Newberg Chamber of Commerce, explained (by use of a map) the need for changing the downtown street plan and he asked for the Commission's support. He proposed that the eastbound traffic be channeled to Second Street and then join again at Hoover Park at the bridge. He said the area between the two main streets would be a semi-mall. He also called to the Commission's attention a very dangerous intersection at Highway 219 (Hillsboro-Silverton Highway) and Church Street. He suggested that if Villa Road could connect to Highway 219 a stop light could be utilized to a higher degree. The major advantage would be that this would bring Highway 219 directly into the hospital.

Mr. Michael Warren, City Manager of Newberg, addressed the same issue by saying traffic is a problem in downtown Newberg. He requested assistance to develop a rerouting plan. He asked the Commission to advise the City what year a bypass could be constructed.

Mr. Jack Nelson, President of the Newberg Chamber of Commerce, asked that the State get involved in the condemnation of property owned by Safeway in connection with the project on Villa Road-Highway 219-Highway 99W.

The Commission advised the Newberg delegation that the possibility of a bypass in Newberg in the foreseeable future was extremely remote. The Commission suggested that these projects be discussed in the Fall when the Six-Year Highway Improvement Program is updated.

Mr. Jim Harp from the Hillsboro Chamber of Commerce appeared concerning the Tualatin Valley Highway as it enters the City of Hillsboro. He said they are principally concerned with a 20-block area which carries about 30,000 vehicles per day with 35 businesses along this route. He mentioned the City has no preference on how to correct the problem. He referred to the 9th and 10th Street Couplet. He also said they support a synchronized traffic light system. The Chairman thanked him for his presentation.

Mr. Clifton Ross, City Attorney, McMinnville, appeared before the Commission regarding a proposed traffic signal on Three Mile Lane. He gave a map to the Commission which showed the location of the State proposed signal and their request that the signal be relocated to the intersection at Kingwood Street and Three Mile Lane. (Map on file in Commission's files, Salem.)

Mr. Bill Blum, City Engineer of McMinnville, gave the basic reasons why they felt the signal should be relocated. He mentioned the industrial development planned for the City.

Mr. Coulter said the traffic signal was scheduled for bids soon.

Mr. Ross asked if the funds could be held until the City decides definitely where the signal would best be located.

Mr. George said the project is a Title 2 Safety Project and it has been justified on the conditions that exist based on the accident data. Funds could only be used for the justified location and new justification would have to be provided for the location at Kingwood Street.

The City agreed that the Commission should proceed with the bids for the traffic signal as planned with the understanding that the signal relocation could be considered at a later date, if necessary.

Mr. Dave Bishop, Yamhill County Commissioner, thanked the Commission for coming to McMinnville. He brought to the Commission's attention Deadman's Curve on Highway 47 (Tualatin Valley Highway) a mile north of Carlton which needs correction. He said there is also a land fill and recycle center just off Highway 18 (Salmon River Highway) south of McMinnville and a left-turn refuge lane is needed for safety reasons. He mentioned that Highway 18 toward Bellevue and Sheridan is in need of an overlay. He said the Salem-Dayton Highway and Highway 154 (Lafayette Highway) from Lafayette to Hopewell are in need of striping (fog lines). He voiced support for the plans presented by McMinnville and Newberg.

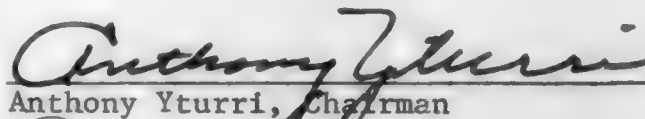
The Chairman thanked all the delegations for appearing.


Mr. Coulter displayed a group of aerial photos which showed the heavy damage to the highways along the Oregon Coast. He said there are five areas with major damage which resulted from high tides, heavy wave action, and excessive rainfall. The major locations on the Oregon Coast Highway in Curry County are at Cove Point, which is just north of Humbug Mountain; Nesika Beach about five miles north of Gold Beach; Turner just north of Cape Sebastian; Meyers Creek just south of Cape Sebastian; and at Pistol River. He said a preliminary estimate of cost to repair these five slides, in addition to temporary repair work, is \$5 million. It is anticipated that this work will be eligible under the Emergency Relief Program and will be funded with 100 percent Federal Funds. Mr. Coulter requested authority to sign the necessary agreements and to add the projects to the construction program. The Commission unanimously approved his request.

Mr. Coulter requested approval to add to the construction program for FY 1983 a grading and paving project on the Buford Ridge Road-Forest Service Boundary Section of the Enterprise-Lewiston Highway in Wallowa County. He said this 12-mile section is experiencing extreme distress because of the abnormal rain, snow, and heavy truck traffic. The estimated cost to do this work is \$2,100,000 using Federal-aid Primary Funds and State match of \$252,000. The Commission unanimously approved his request and granted him authority to enter into the necessary agreements.

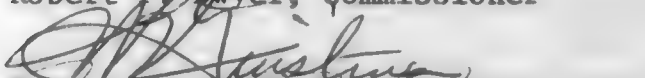
Mr. Coulter requested authority to add pavement rehabilitation projects to the construction program for Fiscal Year 1983 on the Mt. Hood and The Dalles-California Highways in Clackamas, Wasco, Jefferson, Deschutes and Klamath Counties. He said heavy traffic and abnormal weather have caused severe distress to the pavement. A preliminary estimate of cost is \$2 million with the Federal-aid portion at \$1,760,000 and matching State funds of \$240,000. The Chairman asked if this was a deviation from the usual policy concerning the Six-Year Program. Mr. Coulter responded that it was not a change of policy as the justification lies in the fact that the extreme damage (emergency) warrants the change. The Commission unanimously approved Mr. Coulter's request.

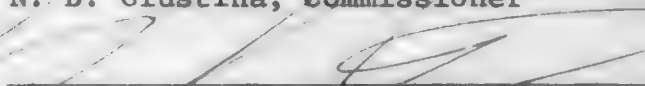
The Chairman thanked the local officials who attended and adjourned the meeting at 12:25 p.m.


Anthony Yturri, Chairman


Peter J. Brix, Vice Chairman


Robert F. Dwyer, Commissioner


N. B. Giustina, Commissioner


Samuel T. Naito, Commissioner

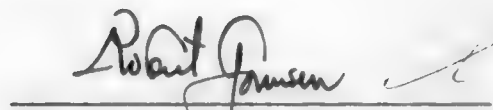

Robert W. Gorgensen, Manager
Commission Services

EXHIBIT A
MINUTES OF 4-18-83

TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
52007	Jones, D.E. & Jones, Eugene	\$ 8,000.00
52783	Robertson, Edna M.	300.00
52784	Henderson, Robert M. & Linda J.	100.00
52825	Martin, Milton F. & June L.	1,010.00
	4 Transactions	\$ 9,410.00

- (2) Agreement between Oregon Public Broadcasting (OPB) and the Highway Division provides for a communication site agreement on Lime Hill in Baker County. The agreement provides for the construction of a 10' x 20' cinder block building and erection of an antenna tower by the Highway Division. OPB will pay all utility costs at this facility and will be able to share the use of the building and tower. The agreement is for 20 years and it is mutually advantageous to the two State agencies.

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 22 day of February, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
Date 2/17/83

EXHIBIT AMINUTES OF 4-18-83
Oregon Transportation Commission

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50864	Black Bull Tavern	\$ 2,060.00
52014	Olson, William H. & B. JoAnn, Et al	14,978.00
52073	Sather, Louis W. & Glenda, t al	200.00
52225	Stroud, Malcolm D.	210,000.00
53056	City of Corvallis	-0-
53242	Sheets, Edwin E. & Minnie K.	-0-
	6 Transactions	\$ 227,238.00

- (2) Agreement with Klamath County, U. S. Forest Service and State Forestry allowing the future removal and jurisdictional transfer of the Sun Mountain Highway, State Secondary Highway No. 428, from the state highway system. The formal transfer of the highway, which is 27.00 miles in length is scheduled for September 1984 after the Highway Division completes its obligations to place the road in serviceable condition. Two units will be transferred to Klamath County totaling 16.52 miles. One unit each will be transferred to U. S. Forest Service and State Forestry containing 5.21 and 5.27 miles respectively.

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 3 day of March, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
H. S. Sault
STATE HIGHWAY ENGINEER
Date 2-28-83

EXHIBIT A

MINUTES OF 4-18-83

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project Corvallis/Newport Hwy. at 13th St. (Philomath)
Type of Work Traffic Signal Installation (Contract No. 9595)
F.A. Proj. No. F-21-1(4)
County Benton Highway Corvallis-Newport
No. of Bidders 6 Low Bidder Linnco Electric Co., Albany
Low Bid \$ 44,225.15

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA.

No. 2 Project Pacific Highway West at Main St. (Tigard)
Type of Work Traffic Signal Installation (Contract No. 9596)
F.A. Proj. No. State
County Washington Highway Pacific West
M & J Electric, Inc. dba
No. of Bidders 7 Low Bidder Marine and Industrial Electric, Portland
Low Bid \$ 19,715.01

Engineer's Recommendations: Award to low bidder subject to concurrence of the City of Tigard and the sum of \$26,125.00 is deposited by the City.

No. 3 Project Oregon City-New Era
(M.P. 13.18-13.38 & M.P. 17.35-17.75)
Type of Work Rock Screen Slope (Contract No. 9597)
Protection and Paving F.A. Proj. No. F-26(28)
County Clackamas Highway Pacific East
No. of Bidders 11 Low Bidder Apex Fence Co., Inc., Anderson CA
Low Bid \$ 268,175.00

Engineer's Recommendations:

Award to low bidder subject to concurrence of the FHWA.

(SEE PAGE 5115)

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 3-1-83

EXHIBIT A
MINUTES OF 4-18-83

No. 4 Project Rainier Slide Section
(Contract No. 9598)
Type of Work Slide Repair F.A. Proj. No. F-1(25)
County Columbia Highway Columbia River
No. of Bidders 15 Low Bidder S.C.C.I., Inc., Salem
Low Bid \$ 448,574.35

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA. As of March 1, 1983.

On March 10, State Highway Engineer recommended project be awarded to Dennis Synder at \$539,997.24 due to an error made by SCCI in preparing their bid proposal. Chairman Yturri concurred March 10, 1983.

No. 5 Project Umpqua River Bridge at Reedsport
(Contract No. 9599)
Type of Work Maintenance Painting F.A. Proj. No. State
County Douglas Highway Oregon Coast
No. of Bidders 7 Low Bidder Abhe and Svoboda, Inc., Prior Lake, MN
Low Bid \$ 281,210.00

Engineer's Recommendations: Award to low bidder.

No. 6 Project 4th St.-10th St. (Medford)
Type of Work Grading, Paving, Signing, Illumination and Signals (Contract No. 2600)
F.A. Proj. No. M-2421(3)
County Jackson Highway FAU 2421 (Columbus Ave.)
No. of Bidders 3 Low Bidder Wildish Corvallis Construction Co., Eugene
Low Bid \$ 209,534.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the City of Medford and the FHWA and the sum of \$21,015.00 is deposited by the City.

2nd Bidder: Rogue River Paving	\$216,623.00
3rd Bidder: Tru-Mix Construction	\$246,774.75

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 3-1-83

EXHIBIT A
MINUTES OF 4-18-83

No. 7 Project Thornton Creek Section
Type of Work Grading, Paving & Culvert (Contract No. 9601)
County Lincoln Highway Corvallis-Newport
F.A. Proj. No. BRF-21-1(5)
No. of Bidders 9 Low Bidder F. Kelly Somers Const. Co., Inc. and
F. L. Somers Co., Inc., JV, Gresham
Low Bid \$ 164,023.00

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Wildish Corvallis
3rd Bidder: James W. Fowler Co. \$167,924.00
\$169,896.36

No. 8 Project Sunset Hwy.-Leahy Rd.
Type of Work Grade, Pave, Sign & Signals (Contract No. 9602)
County Washington Highway FAU 9326 (SW Barnes Rd.)
F.A. Proj. No. IX-9326(12)
No. of Bidders 10 Low Bidder Ken Leahy Construction, Inc., Beaverton
Low Bid \$ 815,853.10

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA and Washington County and the sum of \$92,400.00 is deposited by the County.

2nd Bidder: Baker Rock Crushing
3rd Bidder: K. F. Jacobsen \$816,952.50
\$843,430.30

No. 9 Project NE 39th Ave.-NE 87th Ave.
Type of Work Grading, Paving, Structures, Signing, Illumination & Signals (Contract No. 9594)
County Multnomah Highway Columbia River
F.A. Proj. No. IX-68(6)
No. of Bidders 7 Low Bidder R. A. Hatch Co., Bend
Low Bid \$ 29,270,186.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA and Tri-Met.

2nd Bidder: Kasler Corp. \$31,090,591.00
3rd Bidder: Ball, Brossamer & Myers J.V. \$33,937,060.00

On March 1, 1983, I accepted the State Highway Engineer's recommendations for award of the projects (except Job No. 4, acceptance date was March 10, 1983) on which bids were received February 24, 1983, and authorized him to sign the contracts when conditions of the awards have been met. On Jobs 6, 7, 8 and 9 if the low bidder fails to meet minority business enterprise requirements, awards will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 23 day of March, 1983

Anthony Yturri
Anthony Yturri, Chairman, Oregon Transportation Comm.
- 5071 -

A
MINUTES OF 4-18-83

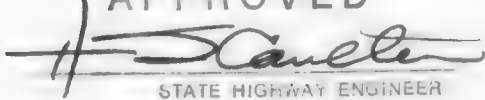
TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

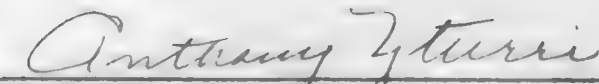
- 1) On March 10, 1983, approved a Tri-Met Permit of Entry and Agreement for Sale of Portland Traction Company's Linneman Junction-East Gresham right of way affected by the light rail transit line between Portland and Gresham in Multnomah County. The Department has assisted Tri-Met in the project but incurs no financial obligation (authorized Right of Way Manager to sign agreement). File 51715. (Agreement is between Southern Pacific Transportation Company, Union Pacific Railroad Company, Portland Traction Company, Highway Division and Tri-Met)

APPROVED


STATE HIGHWAY ENGINEER

Date 3-18-83

DATED this 23 day of March, 1983


Anthony Yturri, Chairman
Oregon Transportation Commission

TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority

EXHIBIT A
MINUTES OF 4-18-83

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
49523	Waldron, Dennis M. & Barbara E.	\$ -0-
52016	Holmwall, Oscar & Alice, et al	10,000.00
52087	Alscott, Inc.	65,750.00
	3 Transactions	<u>75,750.00</u>

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 11 day of March, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

State Highway Engineer
STATE HIGHWAY ENGINEER

Date 3-9-83

EXHIBIT A
MINUTES OF 4-18-83

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50693	Ungermann, Michael S.	\$ 16,500.00
50765	Port of Nehalem	2,200.00
52184	McCoy, Patrick O.	1,665.00
52510	Newhouse, H. J. and Jane D.	3,800.00
52709	Port of Nehalem	300.00
52794	Zidell, Rose, et al	350.00
52798	LaFranchi, Stephen and Mary Lynn	1,850.00
52991	McMullin, Dorothy	925.00
53007	Blakely, Jerry Morrison	150.00
53024	Wolf, Prentice M. and Hallie V.	100.00
	10 Transactions	\$ 27,840.00

- (2) Agreement with Klamath County for a radio site. County owns a building located in SE quarter, NE quarter, Section 22, Township 40 South, Range 7 East, W.M., and State desires to install, maintain, operate and use communications equipment within the building.

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 14 day of March, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
H. S. Cantle
STATE HIGHWAY ENGINEER
Date 3-10-83

EXHIBIT A
MINUTES OF 4-18-83

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project Gnat Creek-Westport Section
Type of Work Paving (Contract No. 9603)
F.A. Proj. No. F-1(26)
County Clatsop Highway Columbia River
No. of Bidders 7 Low Bidder Bob Angell, Inc., Eastside
Low Bid \$ 1,114,047.30

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Comco Const., Ore. Ltd. \$1,161,186.00
3rd Bidder: L. T. Constructors, Inc. \$1,167,614.50

No. 2 Project Drain Slide Section
Type of Work Grading & Paving (Contract No. 9604)
F.A. Proj. No. F-57(3)
County Douglas Highway Drain-Yoncalla
No. of Bidders 12 Low Bidder Roseburg Paving Co., Roseburg
Low Bid \$ 111,814.50

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

No. 3 Project Rice Hill-Metz Hill Intchge.
Type of Work Paving (Contract No. 9605)
F.A. Proj. No. IR-5-3(124)143
County Douglas Highway Pacific
No. of Bidders 7 Low Bidder Wildish Corvallis Construction Co., Eugene
Low Bid \$ 895,474.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Bob Angell, Inc. \$898,644.00
3rd Bidder: Roseburg Paving Co. \$906,721.00

APPROVED BY CHAIRMAN
ANTHONY YTURRI
DATE March 22, 1983

MINUTES OF 4-18-83

No. 4 Project N. Grants Pass Intchge.-Rock Point
 Type of Work Grading, Paving, Barriers, Signing & Illumination (Contract No. 9606)
 County Jackson & Josephine F.A. Proj. No. I-5-1(95)44
 Highway Pacific
 No. of Bidders 8 Low Bidder Western Mixing Co., Eugene
 Low Bid \$ 2,384,020.64

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Copeland Paving, Inc. \$2,425,306.15
 3rd Bidder: M.C. Lenninger & Sons, Inc. \$2,460,156.30

No. 5 Project Green Springs Hwy. at Kerns Swamp Rd.
 Type of Work Paving (Contract No. 9607)
 County Klamath F.A. Proj. No. HES-15(2)
 Highway Green Springs
 No. of Bidders 2 Low Bidder Meridian Rock, Inc., White City
 Low Bid \$ 110,337.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

No. 6 Project Salmon Cr.-Salt Cr. Section
 Type of Work Grading & Paving (Contract No. 9608)
 County Lane F.A. Proj. No. F-29(8)
 Highway Willamette
 No. of Bidders 8 Low Bidder L. T. Contractors, Inc., Sunriver
 Low Bid \$ 1,257,972.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Western Mixing Co. \$1,279,753.30
 3rd Bidder: Wildish Corvallis Construction Co. \$1,305,761.00

APPROVED BY CHAIRMAN
 ANTHONY YTURRI
 DATE March 22, 1983

A
MINUTES OF 4-18-83

No. 7 Project Pacific Hwy. East @ Hilfiker Rd. SE (Salem)
(Contract No. 9609)
Type of Work Grading, Paving & Signals F.A. Proj. No. HES-26(30)
County Marion Highway Pacific East
No. of Bidders 6 Low Bidder Cherry City Electric, Inc., Salem
Low Bid \$ 60,136.00

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA.

No. 8 Project Sundial-Sandy River Section
(Contract No. 9610)
Type of Work Grading, Paving & Illumination F.A. Proj. No. IR-84-1(6)15
County Multnomah Highway Columbia River
No. of Bidders 8 Low Bidder Cascade Construction Co., Inc., Portland
Low Bid \$ 678,335.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Oregon Asphaltic Paving	\$718,675.28
3rd Bidder: L. T. Contractors, Inc.	\$728,532.00

No. 9 Project Booth Lane-Imbler Section
(Contract No. 9611)
Type of Work Paving F.A. Proj. No. F-7(11)
County Union Highway Wallowa Lake
No. of Bidders 9 Low Bidder L. T. Contractors, Inc., Sunriver
Low Bid \$ 1,026,568.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

On March 22, 1983, I accepted the State Highway Engineer's recommendation for award of the projects on which bids were received March 17, 1983, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 1, 3, 4, 6, and 8 if the low bidder fails to meet minority business enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and costs justification.

Dated this 31 day of March, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

TO: Oregon Transportation Commission **EXHIBIT A**
SUBJECT: Report of Actions Taken Under Delegated Authority **MINUTES OF 4-18-83**

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
52795	Calcagno, Ambrose, Sr.	
52814	Calcagno, Ambrose, Jr.	\$ 100.00
53249	Elliott, Harry R. and Mary E.	3,800.00
	Hood, Glen W. and Adella J.	150.00
	3 Transactions	<u>4,050.00</u>

(2) Easement Agreement with Clackamas Town Center Associates for installation and maintenance of signs and traffic signal detectors at the Tri-Met bus entrance from the park and ride facility at Clackamas Town Center to S.E. Sunnyside Road in Clackamas County. Misc. C & A 7586. (Right of Way)

(3) Contract with the Federal Government to pay the Highway Division \$10,000 to maintain 6 NOAA Weather Service transmitters located in 6 locations in Oregon (Dodson Mt., Roseburg; Hogback Mt., Klamath Falls; Prospect Hill, Salem; West Hill, Portland; Blackwell Hill, Medford; and Warren Hill, Pendleton). Transmitters are located in buildings under the control of the Highway Division. Time period: October 1, 1982, through September 30, 1983.

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official actions.

Dated this 23 day of March, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
H. J. Cantelero
STATE HIGHWAY ENGINEER

Date 3-18-83

MINUTES OF A
4-18-83

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project South 7th St.-Parkdale Drive (Grants Pass) Section
(Contract No. 9612)
Type of Work Grading, Paving & Signing F.A. Proj. No. M-3650(1)
County Josephine Highway FAU 3650 (East Park St.)
No. of Bidders 2 Low Bidder Copeland Paving, Inc., Grants Pass
Low Bid \$ 283,954.21

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the City of Grants Pass and the FHWA and the sum of \$23,475.00 is deposited by the City.

2nd Bidder: Ausland Construction \$309,544.59

No. 2 Project Courtney Creek Bridge Section
(Contract No. 9613)
Type of Work Grading, Paving & Structure F.A. Proj. No. BRF-62(3)
County Linn Highway Halsey-Sweet Home
No. of Bidders 13 Low Bidder Auburn Construction Company, Sherwood
Low Bid \$ 193,366.75

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Slayden & Holm, Inc. \$194,715.00
3rd Bidder: Stach Construction Co. \$196,448.00

No. 3 Project Dead Ox Pump Canal Bridge Section
Type of Work Grading, Paving & Culvert F.A. Proj. No. BROS-2300(6)
County Malheur Highway County Road (Pioneer Road)
No. of Bidders _____ Low Bidder _____
Low Bid \$ _____

Engineer's Recommendations:

P R O J E C T W I T H D R A W N

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 3-30-83

EXHIBIT A
MINUTES OF 4-18-83

No. 4 Project Jordan Creek Bridge Section
(Contract No. 9614)
Type of Work Structure Repair F.A. Proj. No. BHS-B460(1)
County Malheur Highway Arock Road
No. of Bidders 11 Low Bidder P & F Construction, Gates
Low Bid \$ 4,676.00

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA.

On March 30, 1983, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received March 24, 1983, and authorized him to sign the contracts when conditions for the award have been met. On Jobs 1 and 2 if the low bidder fails to meet minority business enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 6 day of April, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

TO:

Oregon Transportation Commission

SUBJECT:

Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
49136	Rohde, Glenn L. & Joyce M.	\$ 18,000.00
49266	Howard and Webster, Inc.	2,450.00
50814	Umatilla County	50,000.00
52012	Milton F. & Emily G. Strey	49,675.00
52813	Portland General Electric	100.00
52838	William R. & Dora P. Moody	1,810.00
52853	Donald E. & Julie G. Pollock, et al	400.00
53263	Lake Shore Development Company	100.00
	8 Transactions	\$ 122,535.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 31 day of March, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

H. J. Smith
STATE HIGHWAY ENGINEER

Date 3-28-83

TO: Oregon Transportation Commission

EXHIBIT A
MINUTES OF 4-18-83

SUBJECT: Report of Actions Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51147	Ramsey Signs, Inc.	\$ 4,200.00
	1 Transaction	\$ 4,200.00

- (2) Grant of Access to Blanche McCulloch for a 35 foot unrestricted reservation at Sta. 819+00 on the Brookings-Winchuck Road Section of the Oregon Coast Highway in Curry County. This is a product of right of way negotiations. File 43986 L6318 (Right of Way).

- (3) A letter-form agreement with the City of Woodburn covering the installation of emergency vehicle pre-emption devices on the Pacific Highway East at Young Street, Marion County. The State will design, install and maintain the equipment. The City will pay all costs of the project and replace the obsolete parts. (Local Government)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 6 day of April, 1983

Anthony Yturri
Anthony Yturri, Chairman
OREGON TRANSPORTATION COMMISSION

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
Date 4-1-83

TO: Oregon Transportation Commission

EXHIBIT A
MINUTES OF 4-18-83

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51147	Ramsey Signs, Inc. 1 Transaction	\$ 4,200.00 \$ 4,200.00

(2) Grant of Access to Blanche McCulloch for a 35 foot unrestricted reservation at Sta. 819+00 on the Brookings-Winchuck Road Section of the Oregon Coast Highway in Curry County. This is a product of right of way negotiations. File 43986 L6318 (Right of Way).

(3) A letter-form agreement with the City of Woodburn covering the installation of emergency vehicle pre-emption devices on the Pacific Highway East at Young Street, Marion County. The State will design, install and maintain the equipment. The City will pay all costs of the project and replace the obsolete parts. (Local Government)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 6 day of April, 1983

Anthony Yturri
Anthony Yturri, Chairman
OREGON TRANSPORTATION COMMISSION

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
Date 4-1-83

4-18-83

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

- 1) On March 25, 1983, approved a Personal Service Contract between the Department of Transportation, the Executive Department, and Roger Tunks of Portland, Oregon. The contractor will conduct an Interagency Workshop on Managing Excellence on April 7, 12, 19, and 21, 1983. The total cost is \$1450.
- 2) On March 26, 1983, approved a Personal Service Contract between the Department of Transportation and the South Dakota Chamber of Commerce. The contractor will provide a speaker for Employer Ridesharing Workshops in Klamath Falls on April 5, 1983, and in Medford on April 6, 1983. The total cost is \$700.
- 3) On March 11, 1983, L. W. Rulien, Assistant Director for Administration, signed, on my behalf, an Interagency Service Agreement with the Oregon Department of Revenue. The Department of Transportation will paste-up the HARRP booklet. The Department of Revenue will reimburse the Department of Transportation at the rate of \$16.59 per hour. The maximum cost is not to exceed \$200.

Dated this 5th day of April 1983

Fred D. Miller
Fred D. Miller, Director

_____ C
_____ 4-18-83

QUARTERLY REPORT OF PROPERTY DAMAGE CLAIMS
MADE AND COLLECTED BY STATE HIGHWAY DIV. LEGAL SECTION
Period From 1-1-83 Thru 3-31-83

	No.	Amount
Claims Pending at Beginning of Period	<u>93</u>	<u>\$ 165,240.17</u>
Claims Pending at End of Period	<u>94</u>	<u>\$ 181,147.70</u>

Money Collected During Period

Installment Payments	<u>42</u>	<u>\$ 2,048.50</u>
Compromise Payments	<u>5</u>	<u>\$ 63,444.08</u>
Payments in Full	<u>86</u>	<u>\$ 79,012.42</u>
TOTAL		<u>\$ 144,505.00</u>

Claims Abandoned During Period	<u>--</u>	<u>\$ ----</u>
--------------------------------	-----------	----------------

Damage Cases (Actions Filed)	<u>44</u>	<u>\$ 64,332.44</u>
Uncollected Judgments	<u>*</u>	<u>\$ ----</u>

* Referred to Department of Revenue for collection.

C

4-18-83

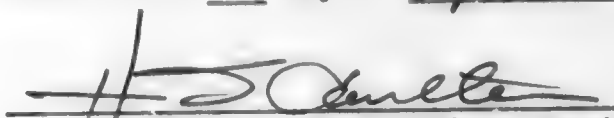
TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On February 23, 1983, signed an agreement with Tri-Met for use and continuing control over the land necessary to construct, operate and maintain the Banfield Transitway Project in Multnomah County. (Banfield Freeway, Columbia River Highway) Project approved by Commission January 19, 1982, as part of the Six Year Highway Improvement Program.
- 2) On March 10, 1983, I approved an amendment to a personal service contract with Richard Stevens for assistance in obtaining a zone change in the city of Medford. Addendum provides for an extension of approximately 60 days to provide these services to April 1, 1983.
- 3) On March 11, 1983, approved an intergovernmental agreement with the Oregon State University for the services of Professor R. G. Hicks as an expert witness in a suit involving the North Oakland Interchange to the Sutherland Interchange, Pacific Highway, Douglas County, Contract No. 8654. Cost not to exceed \$5,000. Time period 3-14-83 through 3-13-84.
- 4) On March 30, 1983, approved a personal service contract with Bolton Enterprises to develop a single projector program on the usage and procedures of purchase requisition forms. Cost not to exceed \$2,940. Time period: April 1, 1983, through June 30, 1983.

Dated this 6 day of April, 1983



H. S. Coulter, State Highway Engineer

4-6-83

TO: Oregon Transportation Commission

MINUTES OF 4-18-83

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

- 1) Traffic signal installation on the Pacific Highway West at Main Street in Tigard, Washington County. Bids received February 24, 1983. Contract No. 9596 awarded on March 30, 1983, to M & J Electric, Inc. dba Marine and Industrial Electric, Portland, at \$19,715.01.
- 2) Work on Rainier Slide Project on the Columbia River Highway in Columbia County. Bids received February 24, 1983. Contract No. 9598 awarded March 11, 1983, to Dennis Snyder Contractors, Clackamas, at \$539,997.24.
- 3) Work on the Sunset Highway-Leahy Road Section of FAU 9326 (S.W. Barnes Road) in Washington County. Bids received February 24, 1983. Contract No. 9602 awarded on March 18, 1983, to Ken Leahy Construction, Inc., Beaverton, at \$815,853.10.
- 4) Paving on Gnat Creek-Westport Section of Columbia River Highway in Clatsop County. Bids received March 17, 1983. Contract No. 9603 awarded March 29, 1983, to Bob Angell, Inc., Eastside, at \$1,114,047.30.
- 5) Work on Drain Slide Section of the Drain-Yoncalla Highway in Douglas County. Bids received March 17, 1983. Contract No. 9604 awarded on March 22, 1983, to Roseburg Paving Co., Roseburg, at \$111,814.50.
- 6) Paving on Rice Hill-Metz Hill Interchange Section of the Pacific Highway in Douglas County. Bids received March 17, 1983. Contract No. 9605 awarded March 24, 1983, to Wildish Corvallis Construction Co., Eugene, at \$895,474.
- 7) Work on N. Grants Pass Interchange-Rock Point Section of the Pacific Highway in Jackson and Josephine Counties. Bids received March 17, 1983. Contract No. 9606 awarded on March 24, 1983, to Western Mixing Co., Eugene, at \$2,384,020.64.
- 8) Paving on Green Springs Highway at Kerns Swamp Road in Klamath County. Bids received March 17, 1983. Contract No. 9607 awarded March 22, 1983, to Meridian Rock, Inc., White City, at \$110,337.
- 9) Work on Salmon Creek-Salt Creek Section of the Willamette Highway in Lane County. Bids received March 17, 1983. Contract No. 9608 awarded March 22, 1983, to L. T. Contractors, Inc., Sunriver, at \$1,257,972.

4-18-83

- 10) Work on Pacific Highway East at Hilfiker Road, S.E., in Salem, Marion County. Bids received March 17, 1983. Contract No. 9609 awarded March 22, 1983, to Cherry City Electric, Inc., Salem, at \$60,136.
- 11) Work on Sundial-Sandy River Section of the Columbia River Highway in Multnomah County. Bids received March 17, 1983. Contract No. 9610 awarded March 22, 1983, to Cascade Construction Company, Inc., Portland, at \$678,335.
- 12) Paving on Booth Lane-Imbler Section of the Wallowa Lake Highway in Union County. Bids received March 17, 1983. Contract No. 9611 awarded March 22, 1983, to L. T. Contractors, Inc., Sunriver, at \$1,026,568.
- 13) Work on Courtney Creek Bridge Section of Halsey-Sweet Home Highway in Linn County. Bids received March 24, 1983. Contract No. 9613 awarded March 30, 1983, to Auburn Construction Co., Sherwood, at \$193,366.75.
- 14) Structure repair on the Jordan Creek Bridge on Arock Road in Malheur County. Bids received March 24, 1983. Contract No. 9614 awarded on March 30, 1983, to P & F Construction, Gates, at \$4,676.
- 15) Slide correction at Devils Punchbowl Park on the Otter Rock Highway in Lincoln County. Bids received March 31, 1983. Contract No. 9616 awarded April 6, 1983, to Dan D. Allsup Construction Co., Eugene, at \$166,328.80.

Dated this 6 day of April, 1983

H. S. Coulter
H. S. Coulter, State Highway Engineer

4-6-83

4-18-83

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under delegated authority, the following contracts were accepted as being completed according to specifications:

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Donald M. Drake Co. No. 8893	NE Failing St.-NE Hancock St. (N. Banfield Intchge.) Multnomah County	March 9, 1983
R. L. Coats No. 9527	Deschutes Pl.-Lafayette Ave. (Bend) Deschutes County	March 15, 1983
Cascade Const. Co. No. 9025	N.Main Ave.-Bull Run Rd. Multnomah County	March 16, 1983
R. L. Coats No. 9535	Sisters Truck Scale Deschutes County	March 16, 1983
Jack Robinson & Sons, Inc. No. 9526	Deschutes Pl.-Lafayette Ave. (Bend) Deschutes County	March 16, 1983
Fabricators, Inc. No. 9381	Elkhead Rd.Intchge.-Rice Hill Intchge. Douglas County	March 17, 1983
J. C. Compton Co. No. 9420	32nd St.-Crest Motel (Astoria) Clatsop County	March 17, 1983
Ajax Electric Co. No. 9427	Columbia River Hwy. @ SW E.M. Watts Rd. & SW Maple St. (Scappoose) Columbia County	March 17, 1983
Siuslaw Construction Co. No. 9204	Sundial-Sandy River Multnomah County	March 21, 1983
Cascade Const. Co.,Inc. No. 9183	SW Bancroft St.-Sellwood Br. (Portland) Multnomah County	March 22, 1983
Steve Pyles, General Contractors, Inc. No. 9500	N. Fk. Ash Creek (Hoffman Road) Bridge Polk County	March 22, 1983

D

4-18-83

Contractor and
Contract No.

Section and County

Acceptance
Date

Auburn Const. Co.
No. 9399

Abiqua Creek Bridge
Marion County

March 29, 1983

A. K. Lundmark &
Son, Inc.
No. 9423

Westport Slough (Woodson)
Bridge
Columbia County

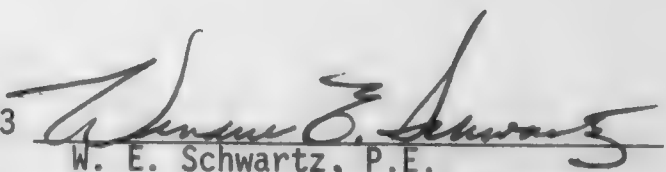
March 29, 1983

Wildish Const. Co.
No. 9352

Dexter County Park Road-
Minnow Creek
Lane County

March 29, 1983

April 4, 1983


W. E. Schwartz, P.E.
Asst. State Highway Engineer

4-18-83

April, 1983

TO: Oregon Transportation Commission

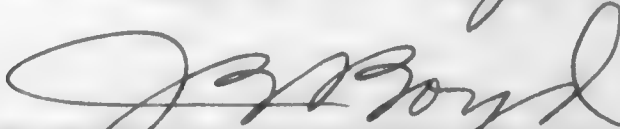
SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Sale of 18,600 sq. ft. excess property on the Russell Street-Curry Street Section of the Pacific Highway in Multnomah County for a minimum consideration of \$111,600. Approved March 7, 1983. Key File 29613 (23-43).
- (2) Sale of 0.13 acre excess property on the Battle Creek-Talbot Road Section of the Pacific Highway in Marion County for a minimum consideration of \$910. Approved March 7, 1983. Files 49316, 22101 (23-43).
- (3) Sale of 20.26 acres excess property on the Albany-Judkins Point Section of the Pacific Highway in Linn County for a minimum consideration of \$34,000. Approved March 17, 1983. Key File 23720 (23-43).
- (4) Right of Way Services Agreement with Clackamas County for the Pudding River Overflow (Ardnt Road) Bridge project in Clackamas County. Approved March 7, 1983. Misc. C & A 7779 Agr. 222 (23-45).
- (5) Service contract with Southern Pacific Transportation Company in connection with the Wheeler overcrossing project on the Oregon Coast Highway in Tillamook County. Approved March 21, 1983. RR 1118 (23-50).
- (6) Sale of 5,000 sq. ft. excess property on the Marquam Bridge-SE 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$37,000. Approved March 24, 1983. File 44735 (23-43).
- (7) Permit of Entry Agreement with the Southern Pacific Transportation Company for right of way for a shoofly at the Coyote Creek Bridge and Middle Fork Bridge on the Florence-Eugene Highway in Lane County. Approved March 28, 1983. RR 1119 (23-50).
- (8) Sale of 8,000 sq. ft. excess property on the Marquam Bridge-SE 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$40,000. Approved March 29, 1983. File 44636 (23-43).

- (9) Sale of 6,588 sq. ft. excess property on the Marquam Bridge-SE 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$43,000. Approved March 29, 1983. File 45416 (23-43).
- (10) Sale of a utility easement, excess to our needs, to the City of Albany for \$300 to cover costs. This is on the Albany Overcrossing Section of the Pacific Highway in Linn County. Approved March 30, 1983. File 4973, 4975 (23-45).

Dated this 6 day of April, 1983.



J. B. BOYD, PE, PLS, Right of Way Manager

4-18-83

April, 1983

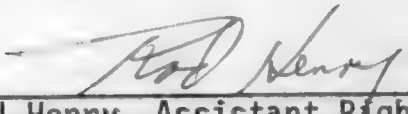
TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Assistant Right of Way Manager in the absence of the Right of Way Manager, (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Permit of Entry Agreement with Union Pacific Railroad Company for surveying the Transitway Project at the Steel Bridge in Multnomah County. Approved March 10, 1983. RR 1012 (23-50).
- (2) Wire Line Agreement between Union Pacific Railroad Company and Pacific Northwest Bell Telephone Company for Cable Crossing at NE 174th, Portland, Multnomah County. Approved March 17, 1983. RR 1043 (23-50).

Dated this 6 day of April, 1983


Rod Henry, Assistant Right of Way Manager

4-18-83

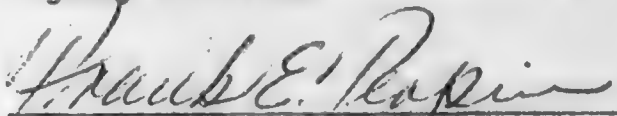
CONSENT TO ANNEXATION

The State of Oregon, by and through its Department of Transportation, Highway Division, does hereby consent to the annexation to the City of McMinnville all the real property belonging to it (comprising that certain area of Salmon River Primary Highway No. 39 in Sections 22 and 27, Township 4 South, Range 4 West, Willamette Meridian, Yamhill County, Oregon) lying within the boundaries outlined in Exhibit A attached hereto and by reference made a part hereof.

The State Highway Engineer, acting under delegated authority from the Oregon Transportation Commission, authorized the Location Engineer to approve and execute the Consent to Annexation on behalf of the Commission.


Dated this 28th day of March, 1983.

STATE OF OREGON, by and through
its Department of Transportation,
Highway Division.


Frank E. Terpin, Location Engineer

Approved March 28, 1983

APPROVED AS TO
LEGAL SUFFICIENCY


Assistant Attorney
General

Date 3-27-83

Exh. A on file with original
in Commission's files

G

4-18-83

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On March 25, 1983, \$3,055,542.20 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of February, 1983.

On March 31, 1983, \$1,831,979.25 (12.17% of the Highway Fund) was distributed to the cities for the month of February, 1983.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 22nd day of March, 1983

V. E. Skoog

V. E. Skoog, Controller
Highway Division

Attachments

cc: Fred Miller
John Earley

TEMPORARY RULE PROHIBITING THE
POSSESSION AND CONSUMPTION OF
ALCOHOLIC BEVERAGES AT
HILGARD JUNCTION STATE PARK
ON MAY 7, 1983

WHAT THIS RULE DOES:

This rule prohibits any person from possessing or consuming any alcoholic beverage within the boundaries of Hilgard Junction State Park from 12:01 a.m., May 7, 1983, to midnight, May 7, 1983.

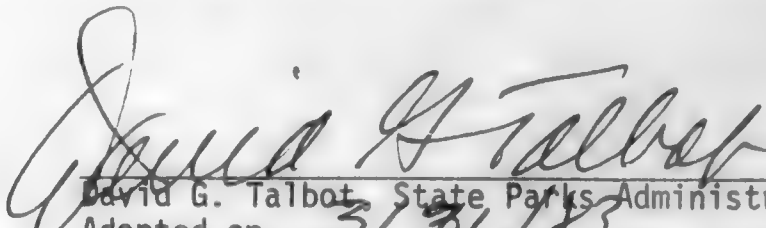
STATUTORY AUTHORITY AND PROCEDURE:

ORS 390.160 authorizes the Oregon Department of Transportation to adopt rules for the use and administration of state parks. ORS 184.619 grants the Oregon Transportation Commission authority to adopt rules it considers necessary to carry out the functions of the Department. By administrative rule, the Commission has delegated to the State Parks Administrator authority to adopt emergency rules to protect park visitors, facilities, resources and the environment.

RULE:

No person shall possess or consume any alcoholic drink or beverage within the boundaries of Hilgard Junction State Park, Union County, Oregon, from 12:01 a.m., Saturday, May 7, 1983, to midnight, May 7, 1983.

This temporary rule shall expire at midnight, May 7, 1983.


David G. Talbot, State Parks Administrator
Adopted on 3/31/83
to be effective May 7, 1983.

[Faint handwritten notes]

4-18-83

TO: Oregon Transportation Commission

SUBJECT: Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized the State Parks Administrator, or his designate, in an official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith, the Parks Administrator or his designate has approved the following actions and report them for your official records.

On February 15, 1983, approved a rental agreement with Gordon Ross for agricultural use of Willamette River Greenway property, Clackamas County.

On February 17, 1983, approved a Memo of Understanding with the Department of the Interior, Bureau of Land Management, for management of recreation use within the Deschutes River Scenic Waterway during the 1983 recreation use season.

On March 3, 1983, approved James E. Crane's request for construction of a single-family dwelling within the Rogue River Scenic Waterway, Curry County.

On March 10, 1983, approved Wayne Truax' request to construct a single-family residence within the Rogue River Scenic Waterway in Josephine County.

On March 8, 1983, approved a Cooperative Work Agreement with the J-Bar-J Boys Ranch for work at The Dalles Rod and Gun Club property leased by State Parks, known as Davidson Flat, within the Deschutes River Scenic Waterway, Wasco County.

On March 9, 1983, approved a request by Forrest Sollomon for placement of mobile home within the John Day Scenic Waterway, Wheeler County.

On March 11, 1983, approved an agreement with Dick Bedwell for firewood vending to campers at J.M. Honeyman and Carl G. Washburn State Parks.

On March 15, 1983, approved Mr. and Mrs. William Norfleet's request to install a TV satellite receiving antenna within the Rogue River Scenic Waterway in Josephine County.

On March 21, 1983, approved Paul McElwain's request to install a TV satellite receiving antenna within the Rogue River Scenic Waterway in Curry County.

On March 21, 1983, approved Ross and Rochel Schroeder's request to place a mobile home within the Rogue River Scenic Waterway in Josephine County.

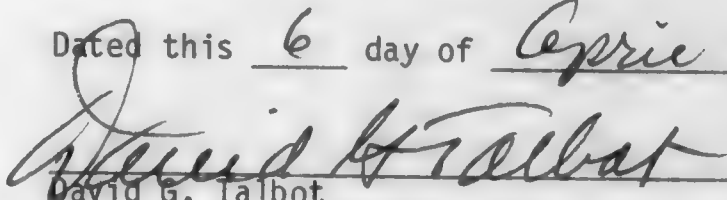
4-18-83

Oregon Transportation Commission
Page 2

On March 30, 1983, approved an addendum to a Maintenance and Administration Agreement with Russell Morrison, private citizen, for the Brainard House project.

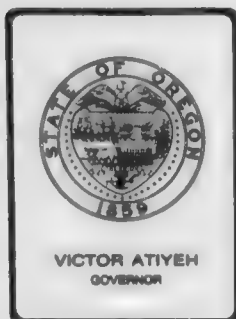
On March 30, 1983, approved an addendum to a Maintenance and Administration agreement with Linfield College, Yamhill County, for the Pioneer Hall project.

Dated this 6 day of April, 1983



David G. Talbot
State Parks Administrator

DGT/js



H

4-18-83

Department of Transportation
PARKS AND RECREATION DIVISION

525 TRADE STREET SE., SALEM, OREGON 97310

TO; Oregon Transportation Commission

SUBJECT: Report of Action Under Delegated Authority by State Parks
Administrator

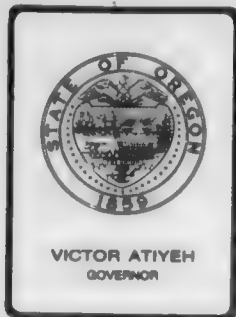
On behalf of the Commission and under delegated authority, the following
contracts were accepted as being completed according to plans and
specifications:

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
E.W. Eldridge, Inc. & Marshall Associated Contractors, Inc. P. O. Box 98 Sandy, Oregon 97055 Riprap Slope Protection Agreement Dated August 14, 1982	Nehalem Bay State Park Slope Protection	Complete: October 12, 1982
Trademark Commercial Building Contractors Contract Agreement No. 127-82 Bid No. Y-5306-82	Detroit Lake State Park (Roof Remodel)	November 22, 1982
Steve Pyles General Contractor, Inc. Contract Agreement No. 137-82 Bid No. Y-5417-82	Bullards Beach State Park (Picnic Shelter)	January 20, 1983
Montgomery Development Co. Contract Agreement No. 96-82 Bid No. Y-5068-82	Rooster Rock State Park	March 2, 1983
Marmolejo-Hewson, Inc. Contract No. 136-82 Bid No. Y-5384-82 MBE Contractor still claims \$300 in penalty	Silver Falls State Park Restroom addition to Smith Creek Lodge	March 22, 1983
E.W. Eldridge, Inc. & Marshall Associated Contractors, Inc. P. O. Box 98 Sandy, Oregon 97055 Rehabilitation Access Agreement Dated October 14, 1981	Nehalem Bay State Park Access Road, Group Use Building and Biketrail	Complete: March 25, 1983

April 5, 1983

David G. Talbot

State Parks Administrator



I
4-18-83

State of Oregon Aeronautics Division

3040 25th STREET S.E., SALEM, OREGON 97310 PHONE 378-4880

April 6, 1983

MEMO TO: Anthony Yturri, Chairman
Peter J. Brix
Robert F. Dwyer
N. B. Giustina
Sam Naito
Oregon Transportation Commission

FROM: Paul E. Burket *Paul E. Burket*
Aeronautics Administrator

SUBJECT: Agenda Item for Commission Meeting, April 18, 1983
(Actions by Aeronautics Administrator under delegated authority).

The following information report is submitted regarding real property actions I have taken under the authority delegated to me by the Transportation Commission.

They will appear in the agenda as an information item only.

Real Property Actions

1. On January 31, 1983, executed a Termination of the Flying Service Lease and Tiedown Rental Agreement between OSAD and James V. Perry, dba Oregon Pacific Aviation at the Cottage Grove State Airport.
2. On February 1, 1983, executed Addendum No. 1 to the Hangar Site Lease (dated January 7, 1981) between OSAD and Helen Brown and John Brown, representatives for the Estate of Joe L. Gilbert for Site E-1 at the Lebanon State Airport.
3. On February 17, 1983, executed:
 - a. A Commercial Hangar Site Lease between OSAD and Louis Hill, dba Pac-Rim, Inc. (Lessee) and James Carr, dba Aircraft Inspections, Inc. (Sublessee) for Site E-2 and one (1) aircraft tiedown at the Lebanon State Airport. Expires January 31, 1988.

- 5099 -

A DIVISION OF THE DEPARTMENT OF TRANSPORTATION

A MEMBER OF NATIONAL ASSOCIATION OF STATE AVIATION OFFICIALS

Real Property Actions (continued)

- b. An Interim Ingress/Egress Permit between OSAD and the Bandon Aero Club and Frank's Flight Service at the Bandon State Airport. Expires November 14, 1983.
- 4. On February 23, 1983, executed:
 - a. An Assignment of the Hangar Site Lease for Site W-7 at the Lebanon State Airport from Kenneth Bond to Arthur and Sharyl Doll.
 - b. A Hangar Site Lease for Site W-14 at the Lebanon State Airport between OSAD and Edward Zollner. Expires December 31, 1988.
- 5. On March 1, 1983, executed Addendum No. 1 to the Commercial Concessions Agreement (dated January 12, 1983) between OSAD and Rob Dyer at the Condon State Airport.
- 6. On March 2, 1983, executed Addendum No. 1 to the Hangar Site Lease for Site E-15 at the Lebanon State Airport between OSAD and Thomas J. Kopzynski.
- 7. On March 4, 1983, executed a Lease Agreement for the Nehalem Bay State Airport between the Parks Division and OSAD. Expires January 16, 1993.
- 8. On March 15, 1983, executed a Tiedown Rental Agreement between OSAD and Richard C. and Karen S. Littleton at the Aurora State Airport. Expires June 30, 1987.
- 9. On March 30, 1983, executed:
 - a. Addendum No. 2 to the Flying Service Lease (dated February 19, 1980) between OSAD and Aero-Physik, Inc. dba Santiam Aviation of Lebanon (Lessee) and Pilot Personnel International, Inc. (Sublessee).
 - b. Addendum No. 2 to the Farming Lease (dated October 20, 1980) between OSAD and William Gross at the Tri-City State Airport.
- 10. On March 31, 1983, executed a Unicom Use Agreement between OSAD and Aero-Physik, Inc. and Pilot Personnel International, Inc. as Exhibit "C" to Addendum No. 2 to the Flying Service Lease.



Department of Transportation
PUBLIC TRANSIT DIVISION

TRANSPORTATION BUILDING, SALEM, OREGON 97310 PHONE 378-8201

March 9, 1983

J
4-18-83

In Reply Refer to
File No.:

COM 4

MEMORANDUM

TO: Oregon Transportation Commission
FROM: Dennis H. Moore, Administrator
Public Transit Division

SUBJECT: Reported Actions Taken Under Delegated Authority

On behalf of the Commission and under the authority delegated to me to approve and sign contracts, I have taken the following actions since my last report:

1. Federal Highway Administration, Non-Urbanized Area Operating Assistance Program, (Section 18). A federal program to provide operating assistance to transportation systems in Oregon.
 - A. Columbia County, \$31,700 (August 5, 1982)
 - B. Tri-Met, \$48,610 (July 29, 1982)
 - C. City of Corvallis, \$10,870 (August 17, 1982)
 - D. City of Newport, \$10,150 (August 17, 1982)
 - E. City of Astoria, \$15,420 (August 2, 1982)
 - F. Basin Transit Service Transportation District, \$17,420 (August 24, 1982)
 - G. City of Roseburg, \$34,070 (September 7, 1982)
 - H. City of Albany, \$14,730 (November 29, 1982)
2. Federal Highway Administration, Non-Urbanized Area Capital Assistance Program, (Section 18). A federal grant providing capital assistance to non-urbanized transit systems.
 - A. City of Corvallis, \$37,880 (August 5, 1982)
 - B. Columbia County, \$8,800 (August 5, 1982)
 - C. City of Woodburn, \$28,400 (August 5, 1982)
 - D. City of Albany, \$116,000 (November 8, 1982)
 - E. Tri-Met, \$140,000 (October 7, 1982)
 - F. City of Astoria, \$100,000 (November 1, 1982)
 - G. Union County, \$11,160 (November 5, 1982)

3. Small City And Rural Operating Assistance. A State General Fund program to provide operating assistance to small city and rural transit systems.

- A. Coos-Curry Council of Governments, \$5,000 (August 5, 1982)
- B. Columbia County, \$31,700 (August 5, 1982)
- C. City of Woodburn, \$11,600 (August 5, 1982)
- D. Tri-Met, \$21,840 (July 29, 1982)
- E. City of Corvallis, \$10,870 (August 15, 1982)
- F. City of Newport, \$10,150 (August 17, 1982)
- G. City of Hermiston, \$5,000 (August 17, 1982)
- H. City of Ontario, \$10,150 (August 11, 1982)
- I. City of Astoria, \$11,630 (August 2, 1982)
- J. Basin Transit Service Transportation District, \$17,430 (August 24, 1982)
- K. City of Milton-Freewater, \$5,000 (August 9, 1982)
- L. Wallowa County, \$5,000 (August 24, 1982)
- M. City of Roseburg, \$34,080 (September 7, 1982)
- N. Hood River County, \$5,000 (October 29, 1982)
- O. City of Coquille, \$6,850 (October 18, 1982)
- P. City of Bend, \$3,070 (June 24, 1982)
- Q. City of Albany, \$14,730 (November 29, 1982)
- R. City of Albany (Linn-Benton Loop), \$14,890 (November 29, 1982)
- S. City of Pendleton, \$11,100 (December 21, 1982)

4. Small City and Rural Capital Assistance. A State General Fund program to provide capital assistance to small city and rural transit systems.

- A. City of Corvallis, \$4,735 (August 5, 1982)
- B. Columbia County, \$1,100 (August 5, 1982)
- C. City of Woodburn, \$3,550 (August 5, 1982)
- D. City of Albany, \$14,500 (September 8, 1982)
- E. Eastern Oregon Community Development Council, \$1,100 (September 9, 1982)
- F. Tri-Met, \$17,500 (October 7, 1982)
- G. City of Astoria, \$12,500 (November 1, 1982)
- H. Union County, \$1,395 (November 5, 1982)

5. Urban Mass Transportation Administration, Section 16(b)(2).
A federal program for capital purchases of vehicles and equipment to be used in transporting elderly and handicapped persons.

- A. A contract with Urban Mass Transportation Administration to administer and disburse \$298,364 in FY '82 federal funds for the purchase of capital equipment to be used in transporting elderly and handicapped persons. (August 30, 1982)

- B. People to People Handicapped Group, \$3,465 (December 21, 1982)
 - C. New Day Enterprises, \$13,650 (December 21, 1982)
 - D. Eastern Oregon Community Development Council, \$21,000 (December 15, 1982)
 - E. Opportunity Center, Inc. \$44,187 (January 10, 1983)
 - F. Opportunity Foundation, \$35,175 (January 5, 1983)
 - G. Columbia Co. Council of Seniors (Colco), \$95,550 (January 14, 1983)
 - H. Lincoln Association for Retarded Citizens, \$17,325 (February 10, 1983)
 - I. Soroptimists International, \$23,530 (January 18, 1983)
 - J. Treasure Valley Opportunities, \$17,640 (January 6, 1983)
6. Urbanized Area Transit Program. A State General Fund program to support transit projects in urbanized areas.
- A. Lane Transit District, \$48,360 in capital improvement funds approved by the 1981 Legislature. The funds will complete the Riviera Park and Ride Station, and retro-fit buses with lifts.
7. Federal Highway Administration, Non-Urbanized Area Planning and Technical Assistance Program, (Section 18). A federal program to provide planning and technical assistance to transportation systems in Oregon.
- A. Bay Area Transportation District supplemental agreement \$2,100 (October 5, 1982)
8. A contract with Rogue Valley Transportation District agreeing on property disposition.

DHM:RK:ag

cc: Fred Miller, Director
Department of Transportation

Bob Gormsen, Manager ✓
Commission Services

REPORT OF CASES FILED BY AND AGAINST THE DEPARTMENT OF TRANSPORTATION

L-8372 Fred B. Grabhorn vs. Elizabeth Feghtling, et al. This is a suit to quiet title on some land in Washington County. The land involved is a 25 foot strip of land in Washington County that was dedicated for road purposes back in 1907 and the plaintiff alleges that the State has some interest in the property. The matter has been referred to the Attorney General's office for a determination as to whether or not the State of Oregon or the Highway Division of the State of Oregon has any interest in the property that is the subject of the lawsuit.

L-8374 Sandra Reece vs. State of Oregon Department of Transportation. This lawsuit involves an accident that occurred on June 4, 1982 in Lane County when plaintiff was a passenger on a 1979 Suzuki motorcycle owned and operated by Thomas Reece. The motorcycle entered a road construction site on Highway 31 over an abrupt edge and onto exposed wooden planks resulting in injuries to the plaintiff. Plaintiff alleges negligence on the part of the State in not having the roadway signed or properly marked showing that it was under construction and in failing to provide an adequate detour around the area where the plaintiff had the accident. The plaintiff is suing for the sum of \$100,000. The matter has been referred to the Attorney General's office for the defense of the State.

L-8375 Sally Jorgensen vs. Karen Cly and State of Oregon Highway Department. This case arises out of an accident that occurred on April 4, 1981 in Clatsop County in which the vehicles driven by the plaintiff and defendant Cly collided at the intersection of Highway 105 and Highway 101. The allegations of negligence on behalf of the State are failure to adequately warn eastbound users of Highway 105 of the intersection with Highway 101, failure to install a flashing red light, failure to warn eastbound users of Highway 105 with the intersection of Highway 101 by means of a yellow flashing light, failure to warn eastbound users of Highway 105 of the stop sign at the intersection and failure to properly design the intersection. The plaintiff is seeking \$54,382.96 in damages. The matter has been referred to the Attorney General's office for the defense of the State.

REPORT OF CONDEMNATION CASES SETTLED

<u>Defendant</u>	<u>State's Offer</u>	<u>State's Highest Appraisal</u>	<u>Amount of Settlement</u>
E. Sam Shioishi, et al L-8259 R-50918 Section: S.E. 50th Ave.-S.E. 92nd Ave. Highway: (Powell Blvd.) Mt. Hood County: Multnomah	\$158,800	\$158,800	\$167,320.00
Gary Oman L-8140 R-51295 Section: Willamette River - I-205 Highway: I-84 County: Multnomah		*\$345,000	*\$350,000.00

* State acquired entire taking.

REPORT OF TRIAL OF OTHER CASES - State Plaintiff

<u>Defendant</u>	<u>Cause of Action</u>	<u>Demands of Plaintiff</u>	<u>Verdict or Judgment</u>
John M. Meyers L-7906 Attorney Fees: - \$185.00 County: Marion Highway: 99E., M.P. 51.62 Remarks: License suspended. Unable to locate either John or George Meyers.	Guardrail Post-end damage	\$421.37	\$421.37 Court Costs: 0
Evelyn Barry L-8301 Attorney Fees: \$375.00 County: Josephine Highway: Seventh Street off-ramp, northbound #25 at I-5. Remarks: We will not proceed with lawsuit in view of Attorney Freudenberg's case.	Damaged street light pole	\$1,518.44	\$1,518.44 plus 9% interest Court Costs: 0

REPORT OF CONDEMNATION CASES SETTLED

<u>Defendant</u>	<u>State's Offer</u>	<u>State's Highest Appraisal</u>	<u>Amount of Settlement</u>
Amy Henrickson L-8131 R-51743-3			\$2,075.00
Sections: S. 6th St. - Parkdale Dr. Highways: E. Park Street County: Josephine			
Optioned by Right of Way			

Kyle O. James L-8079 R-51458	\$65,200		\$65,200
------------------------------------	----------	--	----------

Sections: Park Place - Clackamas Community College
Highways: Cascade Highway S.
County: Clackamas

Settled by Right of Way

Ronald Rust L-7891 R-51130	\$1,115.00		\$1,115.00
----------------------------------	------------	--	------------

Sections: Clackamas - Boring Hwy. at S.E. Foster Road
Highways: Clackamas - Boring Hwy.
County: Clackamas

Optioned by Right of Way

Atlantic Richfield Co. L-8235 R-51963			\$59,650.00
---	--	--	-------------

Sections: S.W. Murray Blvd. - S.W. Alice Lane
Highways: S.W. Allen Blvd.
County: Washington

Settled by Right of Way

REPORT OF TRIAL OF OTHER CASES - State Plaintiff

<u>Defendant</u>	<u>Cause of Action</u>	<u>Demands of Plaintiff</u>	<u>Verdict or Judgment</u>
Dennis Wood L-8074	Concrete & steel posts & adjoining handrail of Moffit Creek Crossing Bridge	\$4,778.76	\$47,778.76 plus 9% interest
Attorney Fees: \$625.00		Court Costs: 0	
County: Marion			
Highways: Hwy. 1-84, M.P. 39			
Remarks: License suspended, cannot locate assets.			

REPORT OF SETTLEMENT OR DISPOSITION OF CASES OTHER THAN CONDEMNATION

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>
State L-8059	May Trucking Company	Property damage highway	\$4,600.84
Highways: 1-5 Southbound			
County: Marion			
Remarks: Settlement of \$3,500.00 satisfied.			

REPORT OF CONDEMNATION CASES SETTLED

<u>Defendant</u>	<u>State's Offer</u>	<u>State's Highest Appraisal</u>	<u>Amount of Settlement</u>
Henry Wolff L-7990 R-51521			\$2,500.00
Sections: Williamson River Bridge Section			
Highways: Modoc Point			
County: Klamath			
Settled by Right of Way			

4-18-83
K

MINUTES
of the
OREGON TRANSPORTATION COMMISSION MEETING
held on
May 17, 1983

May 17, 1983
Salem, Oregon

The Oregon Transportation Commission held its regular monthly meeting in the Conference Room (122) of the Transportation Building in Salem beginning at 10 a.m. Notice of the meeting had been made by press release to newspapers of general and local circulation throughout the State. Present were:

Anthony Yturri, Chairman
Peter J. Brix, Vice Chairman
Samuel T. Naito, Member
N. B. Giustina, Member
Robert F. Dwyer, Member
Fred D. Miller, Director of Transportation
Jack Sollis, Chief Counsel
Larry Rulien, Assistant Director for Administration
George Bell, Assistant Director for Intergovernmental
and Public Affairs
Doug Manthe representing Motor Vehicles Division
David Talbot, Administrator of Parks and Recreation
Division
Roger Ritchey, Deputy Administrator of Aeronautics Division
Dennis Moore, Administrator of Public Transit Division
H. S. Coulter, State Highway Engineer
W. E. Schwartz, Assistant State Highway Engineer
for Operations
E. S. Hunter, Assistant State Highway Engineer
for Technical Services
R. N. Bothman, Assistant State Highway Engineer
for Administration
Shirley Eads, State Travel Director
Ed Hardt, Metro Region Engineer
Dale Wilken, Division Administrator, Federal Highway
Administration
Joe Christian, Fiscal Officer
Fran Neavoll, Commission Services

There were other staff members present as well as representatives of the news media.

Concerning items on the consent calendar, Mr. Miller said he would like to remove the item authorizing six Highway Division personnel to sign Federal reimbursement vouchers, as Mr. Coulter has this authority delegated to him. Concerning the personal service

(continued on next page)

contract with R. M. Dunn, to study the computer drafting system, Vice Chairman Brix inquired as to his experience and where the consultant was from. Mr. Coulter was asked to provide this information later on in the meeting. (See page 5113.) The Commission unanimously approved the following items on the consent calendar:

- 1) Minutes of the Commission meetings of April 7 (phone meeting) and April 18, 1983.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2735" on file in Commission's files, Salem.)
- 3) Subscribed to the Research Correlation Service, an activity of the Transportation Research Board, National Research Council, for fiscal year 1984 in the amount of \$39,150. (Authorized State Highway Engineer to sign agreement.)
- 4) Affirmed Commission's approval of David P. Moomaw as Administrator of Motor Vehicles Division as of October 1, 1979. (It appeared that Commission approval was given for the appointment prior to October 1, 1979; however, this was not reflected in the Commission minutes.)
- 5) Renewed contract with Ron Linton (Linton, Mields, Reisler and Cottone) for liaison between the State and Federal Governments covering Federal legislation in Washington, D.C. Contract will be for one year expiring June 30, 1984. Cost \$2,000 per month plus some expenses. (Authorized Director to sign necessary documents.)
- 6) Supplemental agreement with Metropolitan Service District to advance \$29,230 of fiscal year 1984 planning funds covering the transportation study in the Portland area and authorized State Highway Engineer to sign supplement.
- 7) Supplemental agreement with the Rogue Valley Council of Governments to transfer \$2,500 of Federal planning funds covering the transportation study in the Medford area and authorized State Highway Engineer to sign supplement.
- 8) Authorized increases in project authorizations on the following contracts:
 - a) Contract No. 9419 for work on N.W. 9th St.-SPRR (Corvallis) Section of FAU 2110 (Circle Blvd.), Benton County, in the amount of \$60,000. (5.7% increase).

(continued on next page)

- b) Contract No. 9567 for the Coquille and Myrtle Point Slide Correction Section of the Coos Bay-Roseburg Highway, Coos County, in the amount of \$25,500 (22.2% increase).
- c) Contract No. 9536 for work on 2nd-3rd Street Interchange (Springfield) Section of the Eugene-Springfield Highway in Lane County, in the amount of \$22,500 (5.9% increase).
- 9) Adopted as a permanent rule the amendment of OAR 734-20-105 covering the criteria for approval of freeway median crossovers.

This amendment authorizes the State Highway Engineer (considering need and safety) to approve and order the construction and installation of a freeway median crossover following and based upon an engineering investigation. ("Administrative Rule No. 162b".)

The rule was filed with the Secretary of State on May 18, 1983, and effective that date. The rule will be published in their Administrative Rule Bulletin on June 1, 1983.

- 10) Authorized consultant contract to provide aerial photography and related services for the highway program. Estimated cost \$49,000 for the next biennium.
- 11) Authorized public hearing concerning proposed adoption of a permanent administrative rule amending the rule allowing the movement of 16-foot wide modular building units upon highways.
- 12) Transportation system management project for improvement of traffic flow in the Banfield Corridor and adjacent arterial streets. Estimated preliminary engineering cost at \$28,000 and the total construction for all improvements is estimated at \$200,000. (Authorized State Highway Engineer to sign necessary project agreements.) (See page 5113.)

Written delegated authority reports had been mailed to the Commission prior to the meeting. These reports show the action taken by the following officials on behalf of the Commission pursuant to its duly adopted delegation orders. (Exhibits are in the Commission files in Salem.)

Chairman of Transportation Commission
Vice Chairman
Director

Exhibit A
Exhibit B
Exhibit C

(continued on next page)

State Highway Engineer
Assistant State Highway Engineer
Right of Way Manager
State Parks Administrator
Highway Controller

Exhibit D
Exhibit E
Exhibit F
Exhibit G
Exhibit H

Mr. Miller said this week is National Transportation Week and he called on Ken Husby to give a report on the activities. Mr. Husby said he was the Coordinator for the Salem display and their main purpose was to acquaint the public with some of the services provided by Aeronautics, Public Transit, Parks, Motor Vehicles and the Highway Division. Plus, he said, it was an opportunity to enhance the public image of the Department. He mentioned that the major transportation week event (Columbia Crossing '83) was keyed to the opening day of Transportation Week. He said each Region designs and produces its own display. The Salem display at Lancaster Mall will include modern and antique surveying equipment, diving display, free rides on an articulated bus, air bag car, seat belt convincer, and models of the Chemawa Interchange and the Marion and Center Street Bridges. He also gave the locations and dates for the displays in the various Regions. He mentioned the fifth annual 10-kilometer race to be held May 21 at Salem's Minto-Brown Island Park.

Mr. Bell gave a final report of "Columbia Crossing '83" which was held on May 15, 1983. (A section of the I-205 Freeway and the Glenn L. Jackson Bridge was closed for this day-long public dedication of the Bridge.) He showed pictures of the events which consisted of a bicycle crossing, parade, 12-kilometer race (12,000 participants), square dance exhibitions, parade of boats, airshow, the Good Year Blimp and other activities. Mr. Miller thanked Mr. Bell for his participation in the success of this event.

Mr. Walt Hart, Bridge Engineer, gave an update on the Alsea Bay Bridge, Oregon Coast Highway, Lincoln County. He recalled that the Commission had approved hiring a consultant, at the request of the Historic Preservation League of Oregon, to study if the bridge could be restored rather than replaced. He said he had met with the Federal Highway Administration officials in Washington, D.C., to determine what criteria was needed to use Federal Funds on a restoration project. The criteria is as follows:

- 1) The restoration must remove all existing structural deficiencies,
- 2) Significant safety deficiencies, such as roadway width, traffic capacity, etc., must be addressed, and
- 3) The restoration must be cost-effective in terms of both initial and long-term costs.

(continued on next page)

Mr. Hart commented that a draft request for professional services of a consultant had been completed and it is hoped a consultant could be obtained by mid-August with the study to be done by the first of the year.

Commissioner Naito suggested that the bridge be used for walking and bicycles and that it be turned over to the County. Mr. Hart explained a somewhat similar situation at Hood River and said that local governments are very reluctant to assume the responsibility and liability for an old structure that is being replaced due to deficiencies. In addition, he said, it would be difficult to build a new bridge near the old bridge.

Mr. Miller said, at Governor Atiyeh's request to preserve the Columbia River Gorge, the Highway and Parks Divisions had prepared a preliminary list of work that is needed along the old scenic highway totaling over \$5 million. A list of projects that can be undertaken this summer was mailed to the Commission. (See letter dated May 11, 1983 on file in Commission's files, Salem.) Mr. Miller asked for the Commission's adoption of a policy concept for preserving the Old Columbia River Highway. He said when an updated "Transportation Commission Policies" is published, it could include a goal, issue and policy that would cover the Department's activities on this highway. Vice Chairman Brix recommended that the policy be adopted and Commissioner Giustina agreed. The Commission unanimously adopted the following policy:

POLICY CONCEPT DRAFT
RESTORATION AND PRESERVATION OF
THE OLD COLUMBIA RIVER HIGHWAY

The Old Columbia River Highway through the gorge is a monument to the spirit of Oregonians. Samuel C. Lancaster, the engineer in charge of the design and construction of this highway, was successful in his pledge that "none of this wild beauty should be marred where it could be prevented," and the highway was "so built that not one tree was felled, not one fern was crushed, unnecessarily."

The Oregon Transportation Commission and its Department of Transportation are dedicated to the goal of preserving and restoring the scenic and unique characteristics, and the historic integrity of the remaining segments of this highway to the extent practical, including use of proper displays and other processes to advise future generations of the significance of this masterpiece. To accomplish this goal, the Department will seek funds from appropriate sources.

Whenever maintenance or preservation work is required, the work will, to the extent practical, be aimed at restoring the original appearance of this highway in keeping with its scenic and historic nature.

Whenever restoration of this facility involves rebuilding or major repair, that action will, to the extent practical, result in an appearance approximating the original.

In following these principles, it is recognized that the convenience and safety features of this highway may not reflect current design standards.

The Commission confirmed Tuesday, June 21, 1983, in Salem as their next meeting and tentatively set Tuesday, July 19, 1983, in Salem as the following meeting. Mr. Miller said a Commission meeting in Hood River (possibly in October) is being discussed with the Governor's office with the thought of a joint inspection of the Columbia River Gorge Project. The Commission agreed to having the meeting in Hood River. (This would be a substitute to the meeting in Bend.)

Mr. Ritchey requested approval of the following items:

- 1) A grant offer from the Federal Aviation Administration in the amount of \$8,532 for an airport planning project to study the feasibility of extending the runway at the Chiloquin State Airport in Klamath County. Total cost of the project \$9,480.
- 2) A personal services contract in an amount not to exceed \$9,000 for a consultant to conduct this study.
- 3) Authorize Administrator to sign the acceptance of the grant offer, the personal services contract and such other documents as may be required for this project.

Vice Chairman Brix asked what qualifications the consultant would have that the staff didn't have. Mr. Ritchey said no one on the staff was qualified and the consultant had done the master plan on the airport about two years ago. Mr. Miller said that position was not filled due to budget problems. The Commission unanimously granted the above requests.

Mr. Sollis briefed the Commission on a lawsuit against the State instituted by William and Georgianna Hay concerning the beaches. The Hays own land and the Surfview Motel in Cannon Beach, Clatsop County, adjoining the ocean shore. They claim that the legislation enacted relating to the ocean shores does not allow any portion of the ocean shores to be used for designated parking areas. They claim that the ocean shore parking lot has been unlawfully created without authority and in direct violation of protection and preservation of the ocean shore for recreational use by the public. In addition, they claim the parking lot constitutes an unreasonable, obnoxious and dangerous nuisance which threatens the safety of the public and operates as a trap for unwary motorists. They are suing for \$50,000 for diminution in value to their motel. He said the matter has been referred to the Attorney General's office for handling.

Mr. Talbot asked for the Commission's approval of changes to the 1983-85 Governor's Recommended Budget for the Parks and Recreation Division. He said the following things have occurred that cause major revisions to the budget:

- 1) The 1983 Jobs Bill recently approved by Congress provides three different sources of moneys for Parks and Recreation:
 - a) Land and Water Conservation Fund amounting to \$572,000;
 - b) Small Business Administration Funds amounting to \$651,000; and
 - c) Historic Preservation Funds amounting to \$398,443.
- 2) Adjustments in the Deschutes River Program.
- 3) The 1981-83 ending balance will be approximately \$832,000 greater than the \$1,606,126 shown in the Governor's Recommended Budget. This is the result of a combination of favorable revenue experience and anticipated under expenditures in the Maintenance and Operations Program.

He gave the Commission a list of the revisions in the budget. (Copy on file in Commission's files, Salem.) The Commission unanimously approved the revisions as recommended.

Mr. Talbot advised the Commission of a situation with Marion County at Willamette Mission State Park. He said if park lands are not fully utilized for park purposes, the lands can be leased to neighboring farmers. In the development of park improvements, the County said a zone change from EFU to PP (Public Park) was necessary. He mentioned this zone change then triggered a deferred tax penalty assessment of \$33,299 against the portions of the park site leased for farming. Then the County changed the park site zoning back to EFU. With the penalty, two years at market value and interest accrual, the bill has grown to \$88,000. He said it has been appealed to the Department of Revenue and recent discussions with the County indicate their willingness to deduct the interest of \$20,000. He said that in terminating any of the dozen or so land-use permits or simply having to change zoning from EFU to permit park development where there is an agricultural rental on the tax rolls, it is anticipated that heavy tax penalties might be assessed. Mr. Talbot requested the Commission's concurrence to begin work now to seek 1985 legislative approval of statutory amendments to eliminate further tax penalties. The Commission unanimously approved his request.

Ms. Eads presented the latest tourism activity at the Legislature. HB 2284, she said, is the apparent survivor of several bills. This places the tourism program in the Economic Development Department. A nine-member tourism council will be appointed. The Council will develop a marketing plan, prepare the budget and recommend administrative rules. She said the Travel Information Council and the border information centers are to be included.

Mr. Coulter called on Don Baker to discuss the R. M. Dunn personal service contract to study the computer aided drafting system in the Transportation Building in Salem at a cost of \$49,210. Mr. Coulter said the Commission had approved hiring a consultant for this study at the December 15, 1982, meeting and the cost was estimated at \$25,000. This request is to increase the cost of the study to \$49,210.

Mr. Baker explained the process of the consultant selection for R. M. Dunn. In response to the Vice Chairman's question, he said R. M. Dunn was from Connecticut.

Mr. Robert Dunn and Bert Herzog, the consultants, were present at the meeting. Mr. Dunn said their firms have been in business over 15 years.

The Commission unanimously approved the personal service contract with R. M. Dunn and Associates at a cost of \$49,210.

Mr. Hardt gave an update on the Banfield Transitway Project. He displayed maps showing the Eastside construction projects and the existing areas of congestion. He said a Banfield Management Team (a task force) had been formed composed of members from Tri-Met, City of Portland Traffic Section and the Highway Division which will study and monitor the traffic during construction of the project. The Team has developed three methods for handling the traffic by 1) a ride-share program by Tri-Met; 2) construction of a park and ride lot by Tri-Met on property owned by the State at Sandy Boulevard and I-205; and 3) traffic monitoring. He advised the Commission of the progress of the construction contracts and an informational strike against a non-union contractor. He was concerned that the pickets could distract traffic on the freeway and create a potential problem and the harassment to Highway Division personnel.

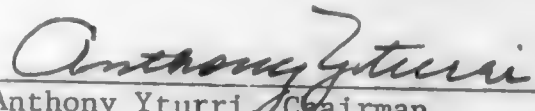
Mr. Coulter asked for the Commission's approval to proceed with the study of the traffic problems through the East County and then come back to the Commission with a project request for the improvements or design modifications necessary to handle that project. The Commission unanimously approved his request. (See Item No. 12 on the consent calendar.)

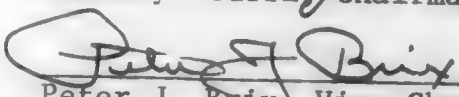
Vice Chairman Brix asked for a brief report on the McLoughlin Boulevard improvement at Tacoma Street. Mr. Hardt said it is difficult to predict what is going to happen. He said the State had done a study on improvements to McLoughlin and approval was received from the local governmental jurisdictions involved except Multnomah County. They objected to the high cost and hired a consultant. Mr. Hardt said they are waiting for additional information from the consultant.

Mr. Coulter called on J. B. Boyd, Right of Way Manager, to give a status report on the Justice Center in Portland.

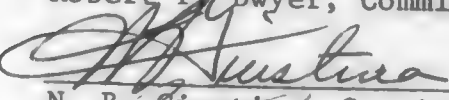
Mr. Boyd said the Justice Center is nearing its completion and showed slides beginning with the groundbreaking services in May 1980. He said the project costs remains within the original program of \$54,000,000; \$35,000,000 of which is attributable to the functional replacement of Rocky Butte Jail. It is anticipated that the moving of the prisoners to the downtown facility will occur November 1. He stated that they have signed a leasing arrangement with Coldwell Banker for the leasing of the retail space, and it is hoped that leases will be signed and occupancy will be prior to January 1, 1984. He briefly explained the financing of the Justice Center which continues to be somewhat of a problem. He said negotiations are being completed to provide for organizing the Justice Center as a public condominium and the agreement defines the limit of the State's participation and shows the three separate ownerships: the City for the Police facility, the County for the courts and detention facility, and the State Highway Division as owner of the retail space. The Chairman praised Mr. Boyd for the fine job he did on this complex and difficult project.

The Chairman adjourned the meeting at 11:27 a.m. (The Commission had lunch with the House and Senate Transportation Committees and the Ways and Means Subcommittee No. 5 in Room 135.)


Anthony Yturri, Chairman


Peter J. Brix, Vice Chairman


Robert F. Dwyer, Commissioner


N. B. Giustina, Commissioner


Samuel T. Naito, Commissioner

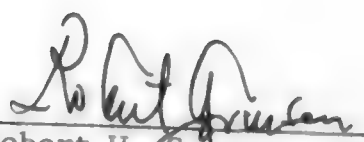

Robert W. Gormsen, Manager
Commission Services

EXHIBIT A
MINUTES OF 5-17-83

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following action and report this action for your official records:

- 1) On March 30, 1983, approved a personal service contract with Coldwell Banker Commercial Real Estate Company for a leasing agent for the retail space in the Justice Center in Portland. Contract amount: 5% of aggregate base rent. Starting date: April 5, 1983. Ending date: At State's option. I authorized the State Highway Engineer to sign the contract.
- 2) On April 1, 1983, approved a supplemental agreement with University of Oregon Health Sciences Center and the Department of Transportation for retesting the hearing of approximately 250 employees. The termination date is extended from April 1, 1983, to June 30, 1983, and the cost of compensation is increased from \$10,000 to \$14,000. I authorized the Director to sign the supplemental.
- 3) On April 4, 1983, approved staff's recommendation that Contract No. 9597 awarded to Apex Fence Co., Inc., for the rock screen slope protection and paving on the Oregon City-New Era Section, Pacific Highway East, Clackamas County, not be executed and proposal guaranty returned to contractor. (Patent error had been made in preparation of bid and fencing material specified is not generally available on the market at a reasonable price.) See page 5069 of minutes.

Dated this 14 day of April, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

[Signature]
STATE HIGHWAY ENGINEER

Date 4/8/83

EXHIBIT AMINUTES OF 5-17-83
REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project N. Tigard Intchge.-S. Tigard Intchge.
Grading, Paving, Structures, (Contract No. 9615)
 Type of Work Signing, Illumination & Signals F.A. Proj. No. I-5-5(73)293
Multnomah,
 County Washington & Clackamas Highway Pacific
 No. of Bidders 7 Low Bidder Donald M. Drake Company, Portland
"B"
 Low Bid \$ 12,839,234.99

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Kiewit Pacific Co. \$12,998,922.00
 3rd Bidder: Hamilton Construction (ORE) \$13,075,489.95

No. 2 Project Devils Punchbowl Park Slide
(Contract No. 9616)
 Type of Work Slide Correction F.A. Proj. No. RS-122(2)
 County Lincoln Highway Otter Rock
 No. of Bidders 6 Low Bidder Dan D. Allsup Construction Co., Eugene
 Low Bid \$ 166,328.80

Engineer's Recommendations: Award to low MBE responsive bidder.

2nd Bidder: J. L. Arndt Construction \$180,000.00
 3rd Bidder: Jim Hall Contracting \$184,429.00

On April 4, 1983, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received March 31, 1983, and authorized him to sign the contract when conditions for the awards have been met. On Jobs 1 and 2 if the low bidder fails to meet minority business enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 14 day of April, 1983

Anthony Yturri
 Anthony Yturri, Chairman
 Oregon Transportation Commission

EXHIBIT A
MINUTES OF 5-17-83

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

Number	Name	Consideration
50872	Ramsay Signs, Inc.	\$ 1,300.00
51322	Circle K Corporation	4,720.00
51982	Hendricks, Virgil O. & Delores K.	23,100.00
51990	Davis, Margaret S.	2,200.00
52398	Hatfield, Gary R. & Carol L.	50.00
52785	Burton, Juliet	100.00
52849	Weigel, Frank & Pollock, Donald E.	130.00
52850	Fornfiest, Gary R., et al	920.00
52851	Weigel, Frank & Pollock, Donald E.	320.00
52852	Pollock, Donald E. & Julia G.	130.00
52867	Brown, Shirley L.	126,550.00
53003	Mather, G. Ross & Natalie C.	-0-
	12 Transactions	\$ 159,520.00

(2) Grant of Access to W. E. and Rose Marie Lay at Sta. 270+07 on the Canyon City-Seneca Section of the John Day-Burns Highway in Grant County for a consideration of \$3,125.00. File 32583 (Right of Way).

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 14 day of April, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
Date 4/8/83

EXHIBIT A
MINUTES OF 5-17-83

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project S. Banfield Intchge.-SE Washington St.
Grading, Paving, Structures,
Type of Work Signing, Illumination & Signals F.A. Proj. No. I-205-7(86)311
County Multnomah Highway East Portland Freeway
No. of Bidders _____ Low Bidder _____
Low Bid \$ _____

Engineer's Recommendation:

P R O J E C T P O S T P O N E D

No. 2 Project Green Springs Hwy. at Emigrant Park Rd.
Type of Work Grading & Paving (Contract No. 9617)
F.A. Proj. No. F-15(10)
County Jackson Highway Green Springs
No. of Bidders 2 Low Bidder Meridian Rock, Inc., White City
Low Bid \$ 79,714.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Tru-Mix Construction Company \$87,712.50

No. 3 Project SW Park Blvd.-Airport Way (Ontario)
Type of Work Grading, Paving & Signals (Contract No. 9618)
F.A. Proj. No. F-DP-21-5(10)
County Malheur Highway Olds Ferry-Ontario
Comco Construction, Oregon Limited,
No. of Bidders 7 Low Bidder dba Salem Road & Driveway Co., Salem
Low Bid \$ 2,170,011.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA,

2nd Bidder: Idaho Sand & Gravel Co., Inc. \$2,218,668.80
3rd Bidder: L. T. Contractors, Inc. \$2,296,621.00

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE April 14, 1983

- 5118 -

EXHIBIT A
MINUTES OF 5-17-83

No. 4 Project Chemawa Intchge.-Pine St. NE
(Contract No. 9619) I-IR-IX-5-5(77)260
Type of Work Signing & Illumination F.A. Proj. No. & IX-1525(3)
County Marion Highway Pacific and Salem Parkway
No. of Bidders 9 Low Bidder Clarke Electric, Inc., Eugene
Low Bid \$ 425,707.00

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the City of Salem, Marion County and the FHWA and the sum of \$27,840.00 is deposited by the City and \$2,260.00 is deposited by Marion County.

2nd Bidder: Tice Electric Company \$442,985.00
3rd Bidder: Traffic Services, Inc. \$451,033.00

No. 5 Project Willamette River (Marquam) Bridge
Type of Work Deck Overlay F.A. Proj. No. IR-5-6(101)301
County Multnomah Highway Pacific
No. of Bidders _____ Low Bidder _____
Low Bid \$ _____

Engineer's Recommendations:

P R O J E C T P O S T P O N E D

On April 14, 1983, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received April 7, 1983, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 2, 3, and 4 if the low bidder fails to meet minority business enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 28 day of April, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

EXHIBIT A
OF 5-17-83

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project S. Umpqua River (Booth Ranch and Fords) Bridges
(Contract No. 9622)
Type of Work Deck Overlay F.A. Proj. No. IR-5-2(98)102
County Douglas Highway Pacific
No. of Bidders 1 Low Bidder Hamilton Construction Co. (Oregon), Springfield
Low Bid \$ 771,251.00
Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

No. 2 Project Elk City Section
Type of Work Base and Paving (Contract No. 9623)
F.A. Proj. No. RS-A525(3)
County Lincoln Highway FAS A525 (Elk City Road)
No. of Bidders 4 Low Bidder Road & Driveway Co., Newport
Low Bid \$ 254,630.00

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of Lincoln County and the sum of \$18,000.00 is deposited by the County.

2nd Bidder: Bob Angell, Inc. \$268,865.00
3rd Bidder: Morse Bros., Inc. \$299,185.00

No. 3 Project Steer Creek-Nash Hill Section
(Contract No. 9624)
Type of Work Base and Paving F.A. Proj. No. RS-A531(1)
County Lincoln Highway FAS A531 (Rock Creek Road)
No. of Bidders 5 Low Bidder Bob Angell, Inc., Eastside
Low Bid \$ 522,142.50

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of Lincoln County and the sum of \$37,000.00 is deposited by the County.

2nd Bidder: Road & Driveway Co. \$534,915.00
3rd Bidder: Wildish Corvallis Const. Co. \$580,185.50

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE April 18, 1983

5-17-83

No. 4 Project Santiam River Bridge, Northbound
Type of Work Maintenance Painting (Contract No. 9625)
County Marion & Linn Highway Pacific
No. of Bidders 7 Low Bidder Lundeen Coatings Corporation, Fontana, CA
Low Bid \$ 179,028.00
Engineer's Recommendation: Award to low bidder.

No. 5 Project Emigrant Hill-Meacham Section
Type of Work Rock Production & Paving (Contract No. 9626)
County Umatilla Highway Old Oregon Trail
No. of Bidders 7 Low Bidder COMCO Construction. LTD, DBA
Low Bid \$ 1,030,167.00
Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

No. 6 Project UPRR O'Xing (The Dalles)-Fifteenmile Cr.
Type of Work Concrete Joint Repair (Contract No. 9627)
County Wasco Highway Columbia River
No. of Bidders 7 Low Bidder White Buffalo Construction, Inc., Aumsville
Low Bid \$ 288,697.50

Engineer's Recommendations: There were eight responsive bids received with a range from \$288,697.50 to \$483,428.00. The three low bidders were within \$40,000 of each other. Bid items 8, 9 and 10 were estimated low due to a lack of bidding history. Award to low bidder subject to concurrence of the FHWA.

APPROVED BY CHAIRMAN
ANTHONY YTURRI
DATE April 18, 1983

A
5-17-83

No. 7 Project Willamette River (Marquam) Bridge
Type of Work Deck Overlay F.A. Proj. No. IR-5-6(101)301
County Multnomah Highway Pacific
No. of Bidders 6 Low Bidder Siuslaw Construction Co., Inc., Clackamas
Low Bid \$ 1,399,704.00

Engineer's Recommendation: Bids are being evaluated; a recommendation will follow.

No. 8 Project S. Banfield Intchge.- SE Washington St.
Type of Work Grading, Paving, Structures, (Contract No. 9621)
Signing, Illumination & Signals F.A. Proj. No. I-205-7(86)311
County Multnomah Highway East Portland Freeway
No. of Bidders 7 Low Bidder S. J. Groves & Sons Company, Bellevue, WA
Low Bid \$ 15,292,497.00 "A"

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the Federal Highway Administration.

2nd Bidder: Kiewit Pacific Co.	\$15,453,691.00
3rd Bidder: Hannan Bros.-Ross Bros. JV	\$15,617,297.25

On April 18, 1983, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received April 14, 1983, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 1, 2, 3, and 8 if the low bidder fails to meet minority business enterprise requirements, award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 28 day of April, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

A
MAY 17 1983

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51986	Lindell, Joseph D., et al	\$ 2,500.00
52035	Field, Noland M. & Lucy	9,740.00
52863	Pitsch, Garry Owen, et al	22,625.00
53002	Brooks Resource Corporation	-0-
53202	Sampson, Ruth	100.00
53240	Bergau, Arthur J. & Beverly J.	5,725.00
	6 Transactions	\$ 40,690.00

(2) A cooperative improvement agreement with the City of McMinnville and the Southwest Development Company for installation of a traffic signal on the Pacific Highway West at M.P. 38.82 (Company Access). The State will design, install and maintain the signal, the City will pay for electrical energy and the Company will pay all costs of design and installation.

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 28 day of April, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
Date 4/15/83

MINUTES OF 5-17-83

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50689	Good Earth Investment Co.	\$ 24,500.00
50829	Scott, Helene L.	50,675.00
52788	Lindemann, Stephen L.	6,100.00
52789	Lindemann, Stephen L.	6,100.00
52799	Hoselton, Gary & Violet	100.00
52829	Glowacki, Betty B.	2,300.00
52830	Strand, Mathilda S.	1,850.00
52908	Jorgensen, Christian L. & Mary	1,550.00
	8 Transactions	\$ 93,175.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 28 day of April, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

[Signature]
STATE HIGHWAY ENGINEER

Date 4/21/83

MINUTES OF A
5-17-83

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 7 Project Willamette River (Marquam) Bridge
(Contract No. 9620)
Type of Work Deck Overlay F.A. Proj. No. IR-5-6(101)301
County Multnomah Highway Pacific
No. of Bidders 5 Low Bidder Hamilton Construction Co. (Oregon), Springfield
Low Bid \$ 2,290,468.00

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA.

On April 28, 1983, I accepted the State Highway Engineer's recommendation for award of the above project on which bids were received April 14, 1983, and authorized him to sign the contract when conditions for the award has been met.

Dated this 5 day of May, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

A

5-17-83

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
49131	Lanham, William M. & Martha	\$ 150.00
52990	Estate of Mary F. Meisel	3,100.00
52992	Burch, Harold W. & D. Rogene	150.00
52999	San Francisco Square	300.00
53231	Ordway, Robert M. & Eleanor M.	3,000.00
53231	Ordway, Robert M. & Eleanor M. - lease	-0-
53292	Turenne, Charles A.	-0-
	7 Transactions	\$ 6,700.00

(2) Agreement with Lincoln City for the installation of traffic signals on the Oregon Coast Highway at West Devils Lake Road. The State will design, install and maintain the signals. The City will pay all costs of the project and, upon completion, assume all responsibility for electrical energy consumed in operation of the signals.

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 5 day of May, 1983

Anthony Yturri
 Anthony Yturri, Chairman
 Oregon Transportation Commission

APPROVED

STATE HIGHWAY ENGINEER
 Date 5-2-83

B

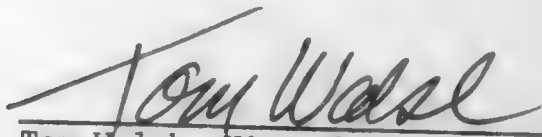
5-17-83

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Action Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following agreement and report this action for your official records:

On January 31, 1983, approved Supplemental Agreement No. 9 with Zimmer Gunsul Frasca and Multnomah County covering the Multnomah County Operations and Maintenance Facility. This supplement covers additional charges during the K-Line Settlement.


Tom Walsh, Vice Chairman
Oregon Transportation Commission

C

5-17-83

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I took the following action listed below and report it for your official record:

On April 18, 1983, approved Personal Service Contract between the Department of Transportation and Roger Tunks for Inter-Agency "Managing Excellence" Workshops on April 26-28, 1983 and May 3-5, 1983, at a cost of \$1450.

On April 28, 1983, L. W. Rulien, Assistant Director for Administration, approved on my behalf a Personal Service Contract between the Department of Transportation and Roger Tunks for Inter-Agency "Managing Excellence" Workshops on May 10-12, 1983, and May 17-19, 1983, at a cost of \$1450.

Dated this 9th day of May 1983

Fred D. Miller
Fred D. Miller, Director

D

5-17-83

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

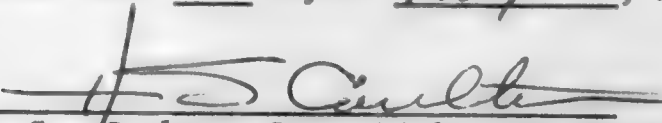
- 1) On April 14, 1983, approved a personal service contract with VHS Associates, Inc., for the review of bidding documents on Contract No. 8519, South Banfield Interchange, East Portland Freeway, Multnomah County, and for preparation of a sequence of work. Cost not to exceed \$5,000. Time period: Begin March 28, 1983 and end June 30, 1983.
- 2) On April 20, 1983, gave authorization under OAR 734-15-015(2) (3) for solicitation for informal quotations and the use of single source for audio-video work on the S.W. Park Boulevard-Airport Way (Ontario) Section of Olds Ferry-Ontario Highway in Malheur County.
- 3) On April 21, 1983, approved a personal service contract with A.T.V., Inc. to provide all equipment, materials, labor and services necessary to provide a comprehensive color and audio-video record of pre-existing conditions located within proposed construction line and zone of influence for S.W. Park Boulevard-Airport Way (Ontario) Section of Olds Ferry-Ontario Highway in Malheur County. At the same time provide on-site training technique and use of equipment for State personnel. Cost \$1,983. Begin April 22, 1983 and end April 29, 1983.
- 4) On April 21, 1983, approved a personal service contract with C. O. Brawner Engineering Ltd. for consulting services on the Elk Creek Tunnel of Umpqua Highway in Douglas County. Begin April 1, 1983, and end June 30, 1983. Cost not to exceed \$2,500.

D

5-17-83

- 5) On April 18, 1983, established a temporary speed zone on UPRR Overcrossing (The Dalles) to Fifteenmile Creek Section of Columbia River Highway, Interstate 84, in Wasco County (M.P. 85.09 to M.P. 88.83). To be in effect for duration of construction project for repair and reseal damaged joints in the concrete pavement. Speed 40 MPH.
- 6) On April 18, 1983, approved a personal service contract with Bolton Enterprises for the development of a single projector program on the topic of truck safety. Cost \$3,250. Begin May 1, 1983, end June 15, 1983.

Dated this 6 day of May, 1983


H. S. Coulter, State Highway Engineer

5-5-83

5-17-83

TO: Oregon Transportation Commission

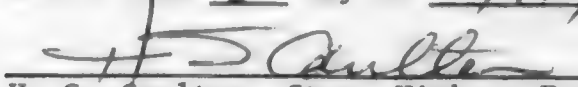
SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

- 1) Work on 4th Street-10th Street (Medford) Section of FAU 2421 in Jackson County. Bids received February 24, 1983. Contract No. 9600 awarded April 8, 1983, to Wildish Corvallis Construction Co., Eugene, at \$209,534.
- 2) Work on South 7th Street-Parkdale Drive (Grants Pass) Section of FAU 3650 (East Park Street) in Josephine County. Bids received March 24, 1983. Contract No. 9612 awarded April 21, 1983, to Copeland Paving, Inc., Grants Pass, at \$283,954.21.
- 3) Work on N. Tigard Interchange-S. Tigard Interchange Section of the Pacific Highway in Multnomah, Washington and Clackamas Counties. Bids received March 31, 1983. Contract No. 9615 awarded April 7, 1983, to Donald M. Drake Company, Portland, at \$12,839,234.99 (Alternate B).
- 4) Work on the Green Springs Highway at Emigrant Park Road in Jackson County. Bids received April 7, 1983. Contract No. 9617 awarded on April 14, 1983, to Meridian Rock, Inc., White City, at \$79,714.
- 5) Work on S. W. Park Boulevard-Airport Way (Ontario) Section of Olds Ferry-Ontario Highway in Malheur County. Bids received April 7, 1983. Contract No. 9618 awarded April 14, 1983, to Comco Const. Oreg. Ltd. dba Salem Road and Driveway Co., Salem, at \$2,170,011.
- 6) Work on Chemawa Interchange-Pine Street, N.E. Section of the Pacific Highway and the Salem Parkway in Marion County. Bids received April 7, 1983. Contract No. 9619 awarded May 2, 1983, to Clarke Electric, Inc., Eugene, at \$425,707.
- 7) Work on S. Banfield Interchange-S.E. Washington Street Section of the East Portland Freeway in Multnomah County. Bids received April 14, 1983. Contract No. 9621 awarded April 19, 1983, to S. J. Groves and Sons Company, Bellevue, Washington, at \$15,292,497 (Alternate A).

5-17-83

- 8) Deck overlay on the S. Umpqua River (Booth Ranch and Fords) Bridges on the Pacific Highway in Douglas County. Bids received April 14, 1983. Contract No. 9622 awarded April 21, 1983, to Hamilton Construction Co. (Oregon), Springfield, at \$771,251.
- 9) Work on Emigrant Hill-Meacham Section of the Old Oregon Trail in Umatilla County. Bids received April 14, 1983. Contract No. 9626 awarded on April 19, 1983, to Comco Const. Oreg. Ltd. dba Salem Road and Driveway Co., Salem, at \$1,030,167.
- 10) Concrete joint repair on the UPRR Overcrossing (The Dalles)-Fifteenmile Creek Section of the Columbia River Highway in Wasco County. Bids received on April 14, 1983. Contract No. 9627 awarded April 19, 1983, to White Buffalo Construction, Inc., Aumsville, at \$288,697.50.
- 11) Work on Port of Morrow Interchange Section of the Columbia River Highway in Morrow County. Bids received on April 28, 1983. Contract No. 9629 awarded May 3, 1983, to Ross Bros. Construction Inc., Salem, at \$1,355,497.50.
- 12) Deck overlay on Umatilla River (Hinkle) Bridge Section of the Hermiston Highway in Umatilla County. Bids received April 28, 1983. Contract No. 9630 awarded May 3, 1983, to Don Haisch Construction, Inc., Portland, at \$58,822.
- 13) Deck replacement on Elgin Section of the Wallowa Lake Highway in Union County. Bids received on April 28, 1983. Contract No. 9631 awarded May 3, 1983, to Don Haisch Construction, Inc., Portland, at \$153,060.
- 14) Work on Crooked Creek-Flight Strip (Rome) Section of the I.O.N. Highway in Malheur County. Bids received April 28, 1983. Contract No. 9628 awarded May 5, 1983, to Western Mixing Co., Eugene, at \$1,533,506.

Dated this 6 day of May, 1983
H. S. Coulter, State Highway Engineer

- 5132 -

5-17-83

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under delegated authority, the following contracts were accepted as being completed according to specifications:

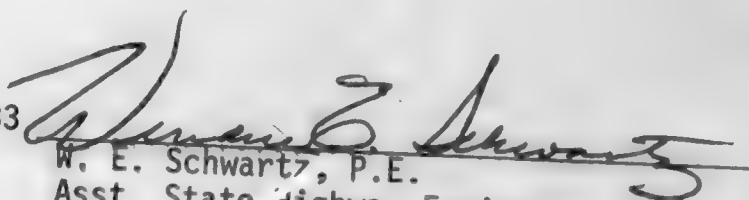
<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Banducci Bros. Const. No. 9465	Cow Cr. & Manzanita SRA's Douglas & Josephine Counties	April 4, 1983
Stach Const. Co. No. 9342	Williamson River Bridge Klamath County	April 5, 1983
Don Haisch Const. Co. No. 9507	Clatskanie River (Clatskanie) Bridge Columbia County	April 11, 1983
Rogue River Paving Co., Inc. No. 9521	Fairhaven School-Agate St. Klamath County	April 11, 1983
Hamilton Electric, Inc. No. 9512	SE 162nd Ave.-NW Ava Ave. Multnomah County	April 11, 1983
Banducci Bros. Const. No. 9448	Gettings Cr., Cabin Cr. & S. Umpqua Safety Rest Areas Lane & Douglas Counties	April 12, 1983
Hertz Electric, Inc. No. 9462	Washington County Fire Pre- Emption Project No. 1 Washington County	April 12, 1983
Gresham Paving, Inc. No. 9391	SE Harmony Rd. @ SE Price Fuller Rd. Clackamas County	April 15, 1983
Ajax Electric Co. No. 9470	Col. River Hwy. @ 1st St. (Rainier) Columbia County	April 15, 1983
JAL Construction, Inc. No. 9524	Antelope Creek Culvert Crook County	April 18, 1983

E

5-17-83

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
C.C. Meisel Co., Inc. No. 9311	Newberg-M.P. 26.0 Marion & Yamhill Counties	April 18, 1983
Stach Construction Co. No. 9432	Fiddle Creek Bridges Lane County	April 22, 1983
Hansen Electric Co. No. 9438	NE Sandy Blvd.-SE Washington St. (Portland) Multnomah County	April 28, 1983

May 2, 1983


W. E. Schwartz, P.E.
Asst. State Highway Engineer

5-17-83

MAY, 1983

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

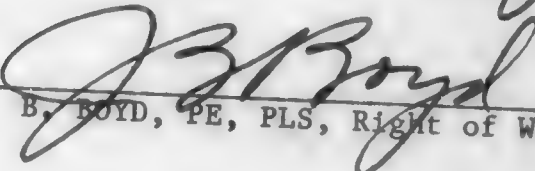
Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Sale of 5,000 sq. ft. excess property on the Marquam Bridge-SE 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$51,000. Approved April 7, 1983. File 44124 (23-43).
- (2) Sale of 4,000 sq. ft. excess property on the Marquam Bridge-SE 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$43,000. Approved April 7, 1983. File 44250 (23-43).
- (3) Sale of 3 excess parcels on the Marquam Bridge-SE 84th Avenue Section of the Mt. Hood Freeway in Multnomah County. Approved April 11, 1983 (23-43):
File 45378, 5,000 sq. ft., consideration of \$35,000
File 46812, 4,000 sq. ft., consideration of \$39,000
File 47336, 4,000 sq. ft., consideration of \$45,000
- (4) Sale of 9,941 sq. ft. excess property on the Lake Road-Clackamas Road Section of the East Portland Freeway in Lincoln County for a minimum consideration of \$26,500. Approved April 12, 1983. Key File 31936 (23-43).
- (5) Sale of 0.146 acre excess property on the Toledo-Ollalie Creek Section of the Corvallis-Newport Highway in Lincoln County for a minimum consideration of \$500. Approved April 15, 1983. File 3193 (23-43).
- (6) Signed on April 25, 1983 the Release and Grant of Access to Blanche McCulloch at Sta. 819+00 on the Brookings-Winchuck Road Section of the Oregon Coast Highway in Curry County which was approved by Mr. Yturri April 6, 1983. File 43986, L 6318 (23-46).

5-17-83

- (7) Service Contract with Southern Pacific Transportation Company for installation of grade crossing protection services at Hocken Street (Beaverton) in Washington County. Approved April 27, 1983. RR 1122 (23-50).
- (8) Right of Way Services Agreement with Multnomah County for the Powell Blvd.-Heine Road Section of SE 223rd Avenue-Towle Avenue lying between Johnson Creek and Heiney Road in Multnomah County. Approved April 28, 1983. Misc. C & A 6742. Agr. 224 (23-45).
- (9) Sale of 5,366 sq. ft. excess property on the NE Columbia-NE Weidler Section of the Pacific Highway East in Multnomah County for a minimum consideration of \$17,500. Approved April 26, 1983. File 50560 (23-43).
- (10) Sale of 0.19 acre excess property on the SW Bancroft-Sellwood Bridge Section of the Oswego Highway in Multnomah County for a minimum consideration of \$72,000. Approved April 28, 1983. File 9392 and 9393 (23-43).

Dated this 5 day of May, 1983.


J. B. BOYD, PE, PLS, Right of Way Manager

TO: MINUTES OF 5-17-83
Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

FERN HILL SLIDE SECTION, COLUMBIA RIVER HIGHWAY - CLATSOP COUNTY

R-53013 - Oregon Lumber Export Company et al. Parcel 1: 2.5 acre for right of way purposes. Parcel 2: 1.85 acre for temporary easement for disposal site. Offer \$7,300.00.

MYSTIC CREEK-CAMAS VALLEY UNIT, MYSTIC CREEK-MUNS CREEK SECTION, COOS BAY-ROSEBURG HIGHWAY - DOUGLAS COUNTY

R-50689 - Good Earth Investment Co. et al. Parcel 1: 7.5 acre for right of way purposes. Parcel 2: 4.0 acre for right of way purposes for a waste area. Parcel 3: 1.58 acre for a permanent easement for access road. Parcel 4: 0.27 acre and Parcel 5: 0.36 acre, both for temporary easement for a haul road. Offer \$19,500.00.

19TH STREET-CAMP CREEK ROAD SECTION, MARCOLA COUNTY ROAD-LANE COUNTY

R-52500 - Joseph A. Balcom et al. 0.05 acre for permanent easement for slopes and drainage. Offer \$350.00.

PORT OF MORROW INTERCHANGE SECTION, COLUMBIA RIVER HIGHWAY - MORROW COUNTY

R-52865 - Joseph M. Tatone et al. 3.55 acre for right of way purposes. Offer \$7,100.00.

S.W. MURRAY BLVD.-S.W. MAIN AVE. SECTION, S.W. ALLEN BLVD. - WASHINGTON COUNTY

R-52672 - Robert L. Richardson et al. Parcel 1: 848 square feet for right of way purposes. Parcel 2: 497 square feet for temporary easement for work area. Offer \$6,400.00.

R-52675 - Golda Manes et al. Parcel 1: 940 square feet for right of way purposes. Parcel 2: 496 square feet for a temporary easement for work area. Offer \$6,150.00.

R-52696 - Brill Ware Mfg. Co., Inc. et al. Parcel 1: 2,890 square feet for right of way purposes. Parcel 2: 1,605 square feet for temporary easement for work area. Offer \$16,650.00.

Dated this 11 day of April, 1983.


J. B. BOYD, Right of Way Manager

RE: Report of Offers Tendered -

F
5-17-83

MAY, 1983

TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Assistant Right of Way Manager in the absence of the Right of Way Manager, (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Construction Maintenance Agreement with Burlington Northern and Columbia County for the installation of grade crossing protection devices at Old Portland Road in Columbia County. Approved April 20, 1983. RR 1120 (23-50).
- (2) Sale of 1.1 acres excess property on the Eugene-Fisher Road Section of the Florence-Eugene Highway in Lane County for a minimum consideration of \$5,000. Approved April 20, 1983. File 9954 (23-43).
- (3) Easement Agreement with Burlington Northern for the installation of grade crossing protection devices at Chemawa Interchange Section of the Pacific Highway in Marion County. Approved April 21, 1983. RR 1088 File 52415 (23-50).
- (4) Construction Maintenance Agreement with Burlington Northern and the City of Eugene for the installation of grade crossing protection devices at Bethel Drive in Lane County. Approved April 21, 1983. RR 1121 (23-50).
- (5) Right of Way Services Agreement with Clackamas County for the 84th-90th Street connection of Sunnybrook Road in Clackamas County. Approved April 21, 1983. Misc. C & A 7868. Agr. 223 (23-43).

Dated this 5 day of May, 1983.


Rod Henry, Assistant Right of Way Manager

G

5-17-83

TO: Oregon Transportation Commission

SUBJECT: Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized the State Parks Administrator, or his designate, in an official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith, the Parks Administrator or his designate has approved the following actions and report them for your official records.

On December 1, 1982, approved a Maintenance Agreement with Larry Keller, Lane County, for caretaker service at Armitage State Park.

On January 14, 1983, approved an agreement with Pacific Power and Light Company for underground electrical service at Fort Stevens State Park, Clatsop County.

On April 9, 1983, approved an agreement with Northeast Multnomah County Community Association for use of Crown Point State Park Vista House for a volunteer arts and crafts program.

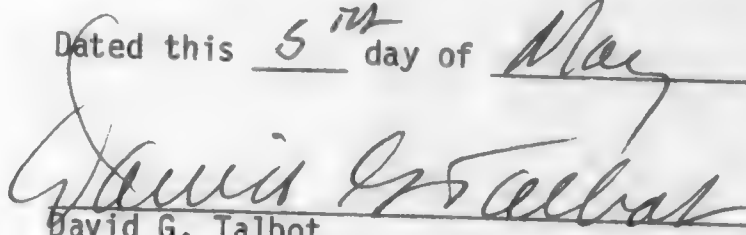
On April 12, 1983, approved a Concession Lease Agreement with Duane Wiggins at Wallowa Lake Marina Concession in Wallowa County.

On April 19, 1983, approved William R. Bardsely's request to construct a hay and cattle barn within the Rogue River Scenic Waterway in Josephine County.

On April 25, 1983, approved James and Alice Curtis' request to improve an existing road and to construct a parking area within the Clackamas River Scenic Waterway in Clackamas County.

On April 26, 1983, approved Gold Beach Ranger District's request to construct a remote automatic weather station within the Rogue River Scenic Waterway in Curry County.

Dated this 5th day of May, 1983


David G. Talbot
State Parks Administrator

DGT/js

H

5-17-83

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On APRIL 29, 1983, \$2,675,669.94 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of MARCH, 1983.

On APRIL 29, 1983, \$1,601,633.20 (12.17% of the Highway Fund) was distributed to the cities for the month of MARCH, 1983.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 14TH day of APRIL, 1983

V. E. Skoog

V. E. Skoog, Controller
Highway Division

Attachments

cc: Fred Miller
John Earley

MINUTES
of the
OREGON TRANSPORTATION COMMISSION MEETING
held on
June 21, 1983

June 21, 1983
Salem, Oregon

The Oregon Transportation Commission held its regular monthly meeting in the Conference Room (122) of the Transportation Building in Salem beginning at 9 a.m. Notice of the meeting had been made by press release to newspapers of general and local circulation throughout the State. Present were:

Anthony Yturri, Chairman
Peter J. Brix, Vice Chairman
N. B. Giustina, Member
Samuel T. Naito, Member
Larry Rulien, Assistant Director for Administration,
acting for the Director, Fred Miller
Jack Sollis, Chief Counsel
David Talbot, Administrator of Parks and Recreation Division
David Moomaw, Administrator of Motor Vehicles Division
Paul Burket, Administrator of Aeronautics Division
Erik East, Public Transit Division
W. E. Schwartz, Assistant State Highway Engineer for
Operations
E. S. Hunter, Assistant State Highway Engineer for
Technical Services
R. N. Bothman, Assistant State Highway Engineer for
Administration
Shirley Eads, State Travel Director
Dale Wilken, Division Administrator, Federal Highway
Administration
Robert W. Gormsen, Manager, Commission Services

There were other staff members present as well as representatives of the news media.

Mr. Rulien explained that Mr. Miller was attending a hearing at the Legislature as the gasoline tax measures were being considered in the House Revenue Committee and Mr. Miller's presence was necessary.

Mr. Rulien said the bill to increase certain driver license fees was narrowly defeated in the House and Mr. Miller was meeting with House and Senate party caucuses to try to get the measure reconsidered.

Mr. Rulien also announced that Mr. Miller had been elected President of the Western Association of State Highway and Transportation Officials (WASHTO) at a recent meeting.

Mr. Rulien said he wanted to remove the item on the consent calendar concerning increasing Contract No. 9506 as it would be discussed later in the meeting. (See page 5147.) The Commission unanimously approved the following items on the consent calendar:

- 1) Minutes of the Commission meeting of May 17, 1983.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2736" on file in Commission's files, Salem.)
- 3) Banfield Corridor Rideshare Marketing Project, Part 2, of a three-part program of traffic mitigation measures in the Banfield Corridor. (Part 1, the Banfield Corridor Traffic Monitoring and TSM Project was approved at the May 17, 1983 Commission meeting.) This project will attempt to mitigate the traffic impact caused by construction of the Banfield and other Eastside highway projects. The project will include residential mailings, a Banfield Transit Hotline, employer contact activities, carpool parking program, and promotion of park-and-ride activities. Funding will be with Interstate transfer funds with match by Tri-Met. (Authorized the State Highway Engineer to sign the necessary agreements.)
- 4) Agreement with American Association of State Highway and Transportation Officials (AASHTO) for a study on motor carrier taxation and registration issues. Each State has been asked to participate with Oregon's share not to exceed \$2,992.80. Study is to be part of the 1984 Work Program for Highway Planning and Research funds.
- 5) Financing the State share of nine additional projects with funds from the 1980 bond issue as follows:

CONTRACT NUMBER	HIGHWAY	COUNTY	SECTION	AUTHOR. (IN \$1,000)	STATE ^a SHARE (IN \$1,000)	CONST. PREFIX	CASHFLOW COMP. DATE
9369	Oregon Coast	Curry	Burnt Hill-Thomas Creek	\$ 1,453	\$ 172	8-1044	1-83
9376	Walla Walla	Union	Elgin Section	951	113	31-1010	1-83
9383	Pacific	Josephine	Sunny Valley Intg.-Jumpoff Joe Cr.	5,152	401	617-1009	6-83
9420	Columbia Riv.	Clatsop	32nd St.-Crest Motel	1,464	173	4-1039	1-83
9480	Oregon Coast	Curry	Port Orford-Cape Sebastian	921	109	8-1046	3-83
9487	Lexington-Echo	Norow	Bombing Range Rd.-Butler Cr.	1,474	175	125-1074	8-83
9500	Pacific	Douglas	S. Umqua R. (Missouri Bottom) Br.	715	58	610-1013	8-83
9511	Old Ore Trail	Umatilla	Emigrant Hill-Moacham	2,176	257	630-1082	8-83
9516	Wilson River	Tillamook	Jordan Creek-McMinn's Camp	3,098	366	29-1011	6-83
TOTALS				\$17,404	\$1,822 ^a		

^a Estimated Expenditures by September 30, 1983

June 1983

(continued on next page)

June 21, 1983

- 5142 -

The 12 following projects approved at the March 15, 1983 Commission meeting had an error in the required State share of match money. As a result of this error, actual State funds approved were \$1.8 million less than needed and the projects approved at the March meeting will not consume the authorized bond funds. The following list contains the corrected totals that will expend all of the State share of the bond funds.

CONTRACT NUMBER	HIGHWAY	COUNTY	SECTION	NET AUTHORIZATION (In \$1,000)	STATE SHARE	CONSTRUCTION PERCENT	CASH FLOW EMP. DATE
0269	Pacific	Marion	Hayesville Intcho.-Mellie Cr.	2,321	181	60-1000	9-82
0277	E. Portland	Multnomah	Columbia R. dr.-St. Paul Blvd.	7,077	631	60-1001	9-82
0287	Oregon Coast	Linn	Cape Cr. Tunnel-Section 1A	1,742	200	20-1039	9-82
0307	Galena	Wasco	Patented Hills Rd.-Mitchell	1,082	128	20-1037	9-82
0309	Longview-Coho	Marion	Banking Range Rd.-Butler Cr.	1,468	170	10-1071	9-82
0350	Lake of the Woods	Jackson	Monley Ranch-Fish Lake	1,567	140	10-1000	12-82
0402	Willamette	Linn	Wester Co. Park Rd.-Mama Cr.	1,177	130	20-1007	12-82
0404	North Benton	Marion	Golf Club Rd.-S. Stayton Intcho.	936	111	10-1003	12-82
0406	Weston-Eggle	Wasco	Weston-Weston Mountain	1,559	160	10-1000	12-82
0470	Wagon	Wasco	Roadport-Dean Creek	1,222	140	10-1007	12-82
0476	Sunset	Multnomah	Spicer Intcho.-Vista Ridge Tunnel	2,042	270	20-1009	12-82
0482	John Day	Gilliam	Juniper Canyon Bridge	91	1,014 2/	10-1000	12-82
TOTALS				523,346	54,171 1/		

* Estimated expenditures by September 30, 1983

1/ Total should have been \$2,359

2/ Should have been 2

List
Approved at
March meeting

- 6) Added to the Six-Year Highway Improvement Program a fire preempt signal project on 82nd Avenue (Cascade Highway North) at Causey Road in Clackamas County. Fire District 1 requested the signal to allow emergency vehicles immediate access to 82nd Avenue. Estimated cost is \$46,000 to be shared equally by the State and the Clackamas County Development Agency. (Authorized State Highway Engineer to sign necessary project agreements.)
- 7) 1983 Supportive Service Funds for On-The-Job-Training in the amount of \$65,200 and Minority Business Enterprise Training in the amount of \$67,100. The objective of the supportive service funds is to provide meaningful training and recruitment of minority and women highway construction workers and training for minority-owned and women-owned businesses. (Authorized State Highway Engineer to sign the necessary contracts.)

8) Renewal of agreement with Stop Oregon Litter and Vandalism (SOLV, Inc.) for continued participation in the financial support of the statewide anti-litter and vandalism program for the period July 1, 1983, through June 30, 1984, at a cost not to exceed \$15,000. State funding is to come from custom license plate revenue. (Authorized State Highway Engineer to sign agreement.)

9) Apportionment and distribution formula of metropolitan planning funds for Oregon for Fiscal Year 1984.

The formula establishes: (1) A base funding level of \$45,000 with a 4:2:2:1 ratio between Portland, Eugene-Springfield, Salem and Medford. Rainier would have a base of \$1,000. (2) The balance is distributed on the basis of population.

The allocation system results in the following distribution of PL funds for use by the areas in Fiscal Year 1984.

Urbanized Area	Base	Population Distribution	Total
Portland	\$180,000	\$37,020	\$217,020
Eugene-Springfield	90,000	7,540	97,540
Salem	90,000	5,610	95,610
Medford	45,000	2,170	47,170
Longview-Kelso-Rainier	1,000	0	1,000
	\$406,000	\$52,340	\$458,340

These figures represent matched PL funds with the Federal share of 85 percent and the State share of 15 percent.

(Authorized the State Highway Engineer to sign agreements with the Metropolitan Service District, Lane Council of Governments, Rogue Valley Council of Governments, Cowlitz-Wahkiakum Governmental Conference and Mid-Willamette Valley Council of Governments.)

10) Supplemental grant for \$4,189 to the City of Albany on behalf of the Linn-Benton Loop System. This increase would bring the total grant up to the actual bid cost of a 53-passenger bus. Granted authority to enter into a supplemental agreement with the City of Albany on behalf of the Linn-Benton Loop Consortium.

11) Authorized increases in project authorizations on the following contracts:

a) Contract No. 9488 for work at the Boardman, Stanfield and Deadmans Pass Safety Rest Areas on the Columbia River Highway and Old Oregon Trail in Morrow and Umatilla Counties, in the amount of \$29,500 (12.4% increase).

(continued on next page)

- b) Contract No. 9580 for work on the Jewell Junction-M.P. 23.8 Section of the Fishhawk Falls and Sunset Highways in Clatsop County, in the amount of \$170,000 (23.2% increase).
- 12) Request of Joe A. Riley to place a mobile home within the Canyon Court Trailer Park in the Deschutes River Scenic Waterway in Jefferson County, subject to stipulations outlined in Mr. Talbot's letter of June 9, 1983, to the Commission.
- 13) Added an overlay project on the Salt Creek Tunnel-Klamath County Line Section of the Willamette Highway in Lane County to the Six-Year Highway Improvement Program at an estimated cost of \$425,000.
- 14) Reappointed Patricia A. Fuller, Richard L. Kohnstamm, and Dr. Kenneth B. Haevernick to two-year terms beginning July 1, 1983, to the Winter Recreation Advisory Committee. The Governor's office has concurred in the reappointments.
- 15) Federal Grant through the Oregon Traffic Safety Commission to inform the public of a bill recently passed by the Legislature requiring child safety restraints or seat belts for children under the age of five effective January 1984. Approved appearance by Motor Vehicles Division before the Joint Committee on Ways and Means on May 25, 1983. (Mr. Miller had obtained telephonic approval from Commissioners Yturri, Brix and Naito to appear before the Joint Committee on Ways and Means on May 25, 1983.) This request was approved by the Committee and the Traffic Safety Commission has approved a \$25,000 grant to the Division.
- 16) Added to the Six-Year Highway Improvement Program the Calapooya Creek Bridge No. 7338B located at M.P. 22.10 on the Elkton-Sutherlin Highway in Douglas County at an estimated cost of \$50,000.
- 17) Added a rehabilitation project to the HBR Program for the Winchuck River Bridge No. 9091 at M.P. 362.61 on the Oregon Coast Highway in Curry County at an estimated cost of \$250,000.
- 18) Added a project to the Federal Aid Primary Program for sealing the concrete on the Viaduct Portion of the Columbia River Bridge on the Oregon Coast Highway in Astoria, Clatsop County, at an estimated cost of \$600,000.
- 19) Added a project to the Interstate 4-R Program for access lighting and minor structural modifications to the Fremont Bridge over the Willamette River on the Stadium Freeway in Portland. Cost of Phase 1 (lighting) is estimated at \$100,000 and Phase 2 (structural modifications) is estimated at \$600,000.

Written delegated authority reports had been mailed to each Commissioner prior to the meeting. These reports show the action taken by the following officials on behalf of the Commission pursuant to its duly adopted delegation orders. (Exhibits are in the Commission files in Salem.)

Chairman of Commission	Exhibit A
Vice Chairman of Commission	Exhibit B
Director	Exhibit C
State Highway Engineer	Exhibit D
Assistant State Highway Engineer	Exhibit E
Right of Way Manager	Exhibit F
Aeronautics Administrator	Exhibit G
Parks Administrator	Exhibit H
Motor Vehicles Administrator	Exhibit I
Chief Counsel	Exhibit J
Highway Controller	Exhibit K

The Commission confirmed July 19, 1983, for their next meeting in Salem and tentatively set August 16, 1983, for their following meeting. Mr. Rulien suggested a two-hour work session following the July 19 meeting to discuss the format and strategies for the Six-Year Highway Improvement Program Update in the Fall. The Commission agreed to the work session.

Mr. Moomaw asked for authority to enter into an interagency agreement with the Oregon State Health Division for the 1983-85 biennium in the amount of \$93,326. He explained that this agreement provides for payment by Motor Vehicles to the Health Division for personnel and administrative services in support of DMV's medical and impaired driver licensing activities. He said the Health Division provides medical reports and reviews, along with licensing recommendations, on individuals with certain medical conditions and physical disabilities as required by law. He said there are about 15,000 reports annually. The Commission unanimously approved the agreement and authorized him to sign it.

Mr. Talbot said that, unless Jim Gillis appears, the item concerning the Harborton Keys issue would be removed from the agenda. (Mr. Gillis did not appear. See Page 5149 for discussion of this item by Mr. Macpherson.)

Mr. Talbot asked for the Commission's concurrence in him amending the state park master plan to include Hat Rock State Park in Umatilla County. (OAR 736-18-000) He said this proposed amendment would be published in the Secretary of State's Administrative Rule Bulletin asking for comments or requests for a hearing. If there are no objections, Mr. Talbot said, he would adopt the rule amendment. The Commission unanimously concurred in him amending the rule.

Mr. Talbot gave the Commission an update on the Joseph M. Buckles request for construction of a small hydroelectric project including a dam, pipe line and a small powerhouse along the Sandy River Scenic Waterway in Multnomah County. He recalled that at the October 19, 1982, meeting the Commission had requested an Attorney General's opinion to clarify the statutes regarding the Scenic Waterways Act, water use and hydroelectric development within scenic waterways. (Mr. Talbot had mailed a letter to the Commission dated June 13, 1983, which summarized the Attorney General's opinion. Copy on file in Commission's files, Salem.) Mr. Talbot said as a result of this opinion, the Director of the Water Resources Department is required to remove the dam and associated facilities of the Buckles' project.

Mr. Talbot said the overnight state park campground usage was down about one percent rather than five percent from January through May of this year compared to 1982. He said indications are that the camping decline is largely attributed to less nonresident usage.

Mr. Talbot gave a budget update and said all the parks will remain open, a rehabilitation program will be included, and a number of decision packages will be restored. He mentioned that the increase in Federal funds have been beneficial, the revenues have been better than anticipated and the expenses have been kept down. All these elements, he said, have worked to the advantage of the Parks Division. He mentioned that the increase in fees for recreation vehicles with the revenue dedicated to State and County parks has progressed well, including the compromise with the Counties.

Ms. Eads reported on the status of HB 2284, which transfers the Travel Information Section to the Economic Development Department. She said this bill is scheduled for vote in the Senate and will probably become law, effective July 1, 1983. She said the Travel Information Section would remain in the Transportation Building for about 90 days until Economic Development could find additional space for their whole Department. She gave a budget update and said since this is her last Commission meeting, she thanked the Commission for their support. The Chairman wished her well and thanked her for her efficient service.

Mr. Hunter, in the absence of Mr. Coulter, asked Mr. Schwartz to explain the request for an increase in project authorization on the Redland Road-Beaver Creek Road Section (commonly called the Oregon City Bypass) of the Cascade Highway South in Clackamas County (Contract 9506).

Mr. Schwartz said it appears that the contract will exceed the project authorization by \$1,860,000 or 63.1 percent. He explained that the characteristics of the excavated material in the area was grossly underestimated, which resulted in extensive cut and fill failures, as the material contained more moisture than anticipated. He outlined the three options of terminating the contract, suspending the work and renegotiating the existing contract to include the required repair and correction work. He said the contractor has expressed a willingness to proceed on the revised contract work with issuance of appropriate change orders. (Letter on file dated June 13, 1983, to the Commission from the State Highway Engineer explaining the complete request.) He recommended that the contract be renegotiated and that the authorization be increased by \$1,860,000 to a new total of \$4,809,561.17. The Commission unanimously approved his recommendation.

Mr. Hunter asked Mr. Schwartz to explain the flooding situation due to a spring runoff on the Frenchglen Highway in Harney County.

Mr. Schwartz said the flooding has occurred on the Frenchglen Highway about 25 miles south of Burns at an area called "The Narrows". He said the road has been blocked and travel is very difficult for the residents in the area due to the detour. He mentioned that the highway for more than a mile is covered with about 11 inches of water and this condition is causing the present embankment to erode. He said it is planned to add about three feet of elevation to the present road for a distance of about 4½ miles at a cost of about \$2.2 million. He displayed charts of the data collected and the extensive investigation conducted.

Mr. Hunter requested authority to seek \$2,200,000 emergency funding from the Federal Highway Administration and to proceed with a contract upon funding approval. The Commission unanimously approved the request.

Chairman Bill Vian from the Douglas County Board of Commissioners read a statement supporting the construction of a new interchange on Interstate 5 to serve the North Roseburg area (known as General Avenue Interchange in Roseburg). (Copy of letter dated June 17, 1983, from Douglas County with map on file in Commission's files, Salem.) He pointed out on a map the existing conditions and the anticipated growth of that area. He said the large medical center and K-Mart, as well as general growth in the area, has made the interchange justifiable. He said the County is willing to fund the required environmental impact statement estimated at \$100,000.

Mr. Hunter said the project is not on the Six-Year Highway Improvement Program but it would be considered in the next update. He recommended that the Commission grant authorization to prepare an agreement with Douglas County covering the EIS.

The Commission unanimously agreed to proceed with the environmental impact statement to be funded by Douglas County, with the understanding, that this is not a commitment to start the construction nor does it insure future construction of the interchange.


Gordon Macpherson, an attorney from Newport, appeared concerning the Harborton Keys issue to present to the Commission a complete written brief for resolution of boundary dispute between two neighbors. He said a dispute has arisen between the Parks Division and the owners of property adjacent to the South Beach State Park regarding ownership of land accreted between the northern park boundary and the South Jetty of Yaquina Bay along the Oregon Coast Highway in Lincoln County. He gave the Commission a map of the area. Mr. Macpherson commented that his clients hoped that a compromise agreement could be reached rather than litigation in the courts. He said he would return to the meeting next month to discuss the settlement after the Commission has had an opportunity to study the brief. (Copy of brief and map on file in Commission's files, Salem.)

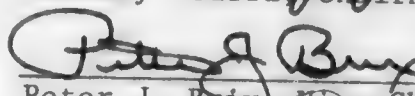
Mr. Bothman presented and discussed with the Commission the following tabulation concerning the construction program since passage of the 1982 Surface Transportation Act in Congress:

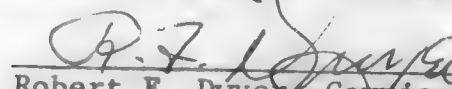
I. CONSTRUCTION PROGRAM		
	Fed. \$	Total \$
Original State Program	\$ 82 Million	\$102 Million
Added by Se Federal Tax	45	51
Added by Jobs Bill	3	3
	<u>140</u>	<u>157</u>
Original Transfer Program	93	109
Sanfield	49	58
Added by Jobs Bill	9	11
	<u>151</u>	<u>178</u>
TOTAL	291	335
II. JANUARY 1983 ACTIONS		
Commission approved advancing 28 projects at \$51 million.		
Contracted	22 Projects	
To Be Contracted This Summer	3 Projects	
Delayed	3 Projects	
Added By Commission	4 Projects	
III. STATUS		
Authorized State Program		\$157 Million
Contracted		140
BALANCE		<u>17</u>
Authorized Transfer Program		176
Contracted		87
BALANCE		<u>91</u>
Authorized Total		335
Contracted		197
To Be Contracted		76
		<u>269</u>
Carryover (Transfer Program)		66
IV. CONTRACTS (Including 1982 Contracts)		
165 Projects at \$317 Million		
Cost to Complete 184		
Projected Contract Payments:		
May	\$12 Million	September \$27
June	20	October 26
July	24	November 29
August	28	December 16

Mr. Miller returned from the Legislature and Chairman Yturri asked him for comments. Mr. Miller said that the House Revenue Committee had just passed the gasoline tax/weight mile bill by a 6 to 3 vote and it should go to a floor vote later in the week. He said the House Transportation Committee will probably pass the registration fee legislation, which will probably be referred to the people. Vice Chairman Brix asked the nature of the negative votes on the gasoline tax. Mr. Miller felt maybe that the two negative votes were related to a reluctance to accept any tax.

The meeting was adjourned at 10:15 a.m.


Anthony Yturri, Chairman


Peter J. Brix, Vice Chairman


Robert F. Dwyer, Commissioner

N. B. Giustina, Commissioner


Samuel P. Naito, Commissioner

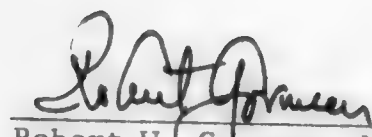

Robert W. Gormsen, Manager
Commission Services

EXHIBIT A
MINUTES OF 6-21-83

TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
37422	Ward, C. Barry & Denise L., et al	\$ 8,190.00
52088	United States National Bank of Oregon	12,450.00
	2 Transactions	<u>20,640.00</u>

(2) An extension for one-year of the existing personal service contract with the DeShaw House Company for operation of the Conference Center at Silver Falls State Park in Marion County. The extension to June 30, 1984, would continue the quality food and lodging services provided by DeShaws with prices fixed at the current rates. (Parks Division)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 23 day of May, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

[Signature]
STATE HIGHWAY ENGINEER

Date 5/19/83

EXHIBIT A
MINUTES OF 6-21-83

TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority
(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
52861	Brundage, Virena	
52893	Kee, Edna	\$ 2,700.00
52953	Palmer, Geneva J.	1,105.00
	3 Transactions	12,140.00
		<u>15,945.00</u>

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 19 day of May, 1983

Anthony Yturri
Anthony Yturri Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
Date 5/13/83

EXHIBIT A
MINUTES OF 6-21-83

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project Mystic Creek-Camas Valley
Grading, Paving, Landscaping, (Contract No. 9633)
Type of Work Structures & Signing F.A. Proj. No. F-14(17)
County Douglas Highway Coos Bay-Roseburg
No. of Bidders 5 Low Bidder Ross Bros. Construction, Inc., Salem
Low Bid \$ 6,481,704.50

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Hamilton Construction Co. (Oregon) \$6,767,963.40
3rd Bidder: Harcon/Ward, J.V. \$6,768,882.00

No. 2 Project Frankport Slide Section
Grading & Paving (Contract No. 9634)
Type of Work Grading & Paving F.A. Proj. No. F-2-1(17)
County Curry Highway Oregon Coast
No. of Bidders 9 Low Bidder Johnson Rock Products, Inc., North Bend
Low Bid \$ 266,626.16

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Tidewater Contractors, Inc. \$293,528.70
3rd Bidder: Bracelin-Yeager Ex. & Truck. Inc. \$319,760.00

No. 3 Project Long Creek Rock Production
Rock Production (Contract No. 9635)
Type of Work Rock Production F.A. Proj. No. State
County Grant Highway Kimberly-Long Creek
No. of Bidders 9 Low Bidder Kelly R. McFarlane Contracting, Redmond
Low Bid \$ 57,000.00

Engineer's Recommendations: Award to low bidder.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 5-12-83

EXHIBIT A
MINUTES OF 6-21-83

No. 4 Project Cove Creek (Winona Rd.) Bridge
Type of Work Grading, Paving & Structure (Contract No. 9636)
F.A. Proj. No. BRS-A335(3)
County Josephine Highway FAS A335 (Winona Rd.)
No. of Bidders 12 Low Bidder Kniesteadt & Sons, The Dalles
Low Bid \$ 108,496.00

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of Josephine County and the sum of \$26,700.00 is deposited by the County.

2nd Bidder: Ausland Construction, Inc. \$110,636.60
3rd Bidder: Berg-Stubbert Construction Co. \$119,876.20

No. 5 Project Beatty Slough Bridge
Type of Work Base & Structure (Contract No. 9637)
F.A. Proj. No. BRS-B326(2)
County Lake Highway FAS B326 (Coleman Valley Road)
No. of Bidders 7 Low Bidder A. K. Lundmark & Sons, Inc., Colton
Low Bid \$ 139,269.00

Engineer's Recommendations: Award to low bidder subject to concurrence of of Lake County and the sum of \$31,850.00 is deposited by the County.

No. 6 Project Goshen-Cottage Grove Section
Type of Work Grading & Paving F.A. Proj. No. IR-5-3(125)175
County Lane Highway Pacific
No. of Bidders _____ Low Bidder _____
Low Bid \$ _____

Engineer's Recommendations:

P R O J E C T P O S T P O N E D

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 5-17-83

EXHIBIT A
MINUTES OF 6-21-83

No. 7 Project Tillamook-Fogarty Creek Section
Type of Work Guard Rail Installation (Contract No. 9639)
F.A. Proj. No. F-2-4(12)
County Lincoln & Tillamook Highway Oregon Coast
Dirt & Aggregate
No. of Bidders 3 Low Bidder Interchange, Inc., Troutdale
Low Bid \$ 272,886.25

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA.

No. 8 Project Manbrin Drive N.-Stark Street N.
Type of Work Grading, Paving, Signing & Signals (Contract No. 9640)
F.A. Proj. No. M-IX-1705(9)
County Marion Highway FAU 1705 (River Road North)
No. of Bidders 5 Low Bidder Fabricators Incorporated, Salem
Low Bid \$ 630,698.55

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of Marion County, City of Salem and the FHWA and the sum of \$60,995.00 is deposited by the County and \$21,625.00 by the City.

2nd Bidder: Comco Const. Ore. Ltd. dba Salem Rd. \$649,713.07
& Dr. Co.

3rd Bidder: D. & D. Paving Co. \$673,814.43

No. 9 Project Wilson River Bridge-Jordan Creek
(Contract No. 9641)
Type of Work Grading & Paving F.A. Proj. No. F-35(10)
County Tillamook Highway Wilson River
No. of Bidders 3 Low Bidder Morse Bros., Inc., Salem
Low Bid \$ 1,698,651.25

Engineer's Recommendations: Award to low MBE responsive bidder subject to the FHWA.

2nd Bidder: Fabricators, Incorporated \$1,710,311.65
3rd Bidder: Comco Const. Ore. Ltd. dba Salem \$1,713,761.30
Road & Driveway Co.

APPROVED BY CHAIRMAN
ANTHONY YTL-RR1
DATE 5-17-83

EXHIBIT A
MINUTES OF 6-21-83

No. 10 Project Elgin Rock Production
Type of Work Rock Production (Contract No. 9642)
County Union Highway Weston-Elgin
No. of Bidders 3 Low Bidder Kelly R. McFarlane Contracting, Redmond
Low Bid \$ 54,500.00
Engineer's Recommendation: Award to low bidder.

No. 11 Project Washington County Pavement Marking Project No. 2
Type of Work Pavement Marking & Raised Markers (Contract No. 9643)
County Washington Highway Various County Roads
No. of Bidders 6 Low Bidder Central Striping Service, Inc., Rancho Cordova, CA
Low Bid \$ 106,455.90
Engineer's Recommendations: Award to low bidder subject to the concurrence of the FHWA.

On May 17, 1983, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received May 12, 1983, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 1, 2, 4, 8 and 9 if the low bidder fails to meet minority business enterprise requirements, award will be made to the next lowest responsive bidder pending MBE review and cost justification.

Dated this 23 day of May, 1983
Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

EXHIBIT A
MINUTES OF 6-21-83

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following agreement and report this action for your official records:

On May 5, 1983, approved a Memorandum of Understanding with Open Door, Inc., to provide up to 5 people to work in the District 4 Greenhouse at no cost to the State. (Corvallis area)
Time period: April 1, 1983, through April 1, 1984.

Dated this 13 day of May, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
H. J. Cantle
STATE HIGHWAY ENGINEER
Date 5/10/83

EXHIBIT A
MINUTES OF 6-21-83

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
37423	Boyer, Lloyd	\$ 950.00
51989	Hancock, W. Scott & Linda B.	5,100.00
52186	Henryson, David J. & Judith L.	2,425.00
52355	Taplin, Robert W.	17,700.00
52355	McCoy, Patrick O.	400.00
52357	Consolidated School Dist. No. 8	100.00
52415	Burlington Northern	40,860.00
52806	Jarmer, Lawrence D. & Winona F.	100.00
52956	Cutsforth, Patrick R. & Karen A.	4,282.00
	9 Transactions	\$ 71,917.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 13 day of May, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

[Signature]
STATE HIGHWAY ENGINEER

Date 5/10/83

EXHIBIT A

MINUTES OF 6-21-83

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project Crooked Creek-Flight Strip (Rome)
(Contract No. 9628)
Type of Work Grading and Paving F.A. Proj. No. FLH-F-3(23)
County Malheur Highway I.O.N.
No. of Bidders 8 Low Bidder Western Mixing Co., Eugene
Low Bid \$ 1,533,506.00

Engineer's Recommendation: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Morse Bros., Inc.

\$1,543,999.50

3rd Bidder: L T Contractors, Inc.

\$1,562,296.00

No. 2 Project Port of Morrow Interchange Section
(Contract No. 9629)
Type of Work Grading, Paving, Structures & Signing F.A. Proj. No. IR-84-5(3)164
County Morrow Highway Columbia River
No. of Bidders 11 Low Bidder Ross Bros. Construction, Inc., Salem
Low Bid \$ 1,355,497.50

Engineer's Recommendations: Award to low MBE responsive bidder subject to concurrence of the FHWA.

2nd Bidder: Weaver Construction Co.

\$1,431,635.75

3rd Bidder: A & R Construction, Inc.

\$1,433,412.60

No. 3 Project Umatilla River (Hinkle) Bridge
(Contract No. 9630)
Type of Work Deck Overlay F.A. Proj. No. F-76(8)
County Umatilla Highway Hermiston
No. of Bidders 7 Low Bidder Don Haisch Construction, Inc., Portland
Low Bid \$ 58,822.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE May 3, 1983

EXHIBIT A
MINUTES OF 6-21-83

No. 4 Project Elgin Section
Type of Work Deck Replacement (Contract No. 9631)
County Union F.A. Proj. No. F-7(10)
Highway Wallowa Lake
No. of Bidders 12 Low Bidder Don Haisch Construction, Inc., Portland
Low Bid \$ 153,060.00
Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA.

No. 5 Project Pacific Hwy. W. @ Bi Mart & Combs Market (McMinnville)
Type of Work Traffic Signal Installation (Contract No. 9632)
County Yamhill F.A. Proj. No. State
Highway Pacific West
No. of Bidders 7 Low Bidder Farnham Electric Co., McMinnville
Low Bid \$ 19,989.00
Engineer's Recommendations: Award to low bidder subject to concurrence of the Southwest Development Company and the sum of \$49,650.00 is deposited.

On May 3, 1983, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received on April 28, 1983, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 1 and 2 if the low bidder fails to meet minority business enterprise requirements award will be made to next lowest responsive bidder pending MBE review and cost justification.

Dated this 19 day of May, 1983

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

EXHIBIT H
MINUTES OF 6-21-83

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
44644	Grohs, Jeanne E.	\$ 10,500.00
50697	Estate of Miles O. Standley	20,600.00
50816	Simplot Industries, Inc.	8,500.00
51988	Harris, Hal M. & Kathryn M., et al	3,850.00
52835	Sturgis, Richard N., et al	3,400.00
52952	McElligott, Lawrence J. & Maryon L.	100.00
53041	Gengler, Evelyn M.	13,200.00
53510	Heltzel, Timothy W. & Ellen Emry	-0-
71-49.51	Brown, Joanne B.	180.00
	9 Transactions	<u>60,330.00</u>


(2) Supplemental agreement with the Association of Oregon Counties covering the County Road Statutes Study. Supplement pertains to (1) the inclusion of "the expenses for time, travel, and mileage of County officials directly attributable to project costs"; (2) total cost of project for all work shall not exceed \$78,800. The original agreement (Miscellaneous C and A No. 6570 dated April 25, 1978, together with its supplements) remains in full force and effect, except as modified by this supplemental letter-form agreement. Costs of the project will be financed out of the FAS-C apportionment. (Local Government)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 5 day of June, 1983


Peter J. Brix, Vice Chairman
Oregon Transportation Commission

APPROVED


STATE HIGHWAY ENGINEER

Date 6-27-83

EXHIBIT C
MINUTES OF 6-21-83

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I took the following action listed below and report it for your official record:

On May 16, 1983, approved Personal Services Contract between the Department of Transportation and Roger Tunks for Inter-Agency "Managing Excellence: Performance Coaching and Counseling" Workshops on June 6, 8, 13 and 15, 1983, at a cost of \$1450.

On May 16, 1983, approved contract between the Department of Transportation and the Astoria Area Chamber of Commerce. The Chamber will operate the State Information Center in Astoria for the period from May 28 to June 30, 1983, at a cost of \$1850.

Dated this 1st day of June 1983

Fred D. Miller
Fred D. Miller, Director

EXHIBIT D
MINUTES OF 6-21-83

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

- 1) Deck overlay on the Willamette River (Marquam) Bridge Section of the Pacific Highway in Multnomah County. Bids received April 14, 1983. Contract No. 9620 awarded May 10, 1983, to Hamilton Construction Co. (Oregon), Springfield, at \$2,290,468.
- 2) Work on the Elk City Section of FAS A525 (Elk City Road) in Lincoln County. Bids received April 14, 1983. Contract No. 9623 awarded May 11, 1983, to Road & Driveway Co., Newport, at \$254,630.
- 3) Work on the Steer Creek-Nash Hill Section of FAS A531 (Rock Creek Road) in Lincoln County. Bids received April 14, 1983. Contract No. 9624 awarded May 11, 1983, to Bob Angell, Inc., Eastside, at \$522,142.50.
- 4) Traffic signal installation on the Pacific Highway West at Bi-Mart and Combs Market in McMinnville, Yamhill County. Bids received April 28, 1983. Contract No. 9632 awarded May 19, 1983, to Farnham Electric Co., McMinnville, at \$19,989.
- 5) Work on the Mystic Creek-Camas Valley Section of the Coos Bay-Roseburg Highway in Douglas County. Bids received May 12, 1983. Contract No. 9633 awarded May 19, 1983, to Ross Bros. Construction, Inc., Salem, at \$6,481,704.50.
- 6) Work on the Frankport Slide Section of the Oregon Coast Highway in Curry County. Bids received May 12, 1983. Contract No. 9634 awarded May 19, 1983, to Johnson Rock Products, Inc., North Bend, at \$266,626.16.
- 7) Work on the Cove Creek (Winona Road) Bridge Section of FAS A335 in Josephine County. Bids received May 12, 1983. Contract No. 9636 awarded June 1, 1983, to Kniestadt & Sons, The Dalles, at \$108,496.
- 8) Work on the Beatty Slough Bridge Section of FAS B326 (Coleman Valley Road) in Lake County. Bids received May 12, 1983. Contract No. 9637 awarded May 23, 1983, to A. K. Lundmark & Son, Inc., Colton, at \$139,269.

EXHIBIT D
MINUTES OF 6-21-83

- 9) Work on the Goshen-Cottage Grove Section of the Pacific Highway in Lane County. Bids received May 19, 1983. Contract No. 9638 awarded May 25, 1983, to Wildish Corvallis Construction Co., Eugene, at \$4,998,261.25.
- 10) Guard rail installation on the Tillamook-Fogarty Creek Section of the Oregon Coast Highway in Lincoln and Tillamook Counties. Bids received May 12, 1983. Contract No. 9639 awarded May 17, 1983, to Dirt & Aggregate Interchange, Inc., Troutdale, at \$272,886.25.
- 11) Work on the Manbrin Drive N.-Stark Street N. Section of FAU 1705 (River Road North) in Marion County. Bids received May 12, 1983. Contract No. 9640 awarded June 1, 1983, to Fabricators Incorporated, Salem, at \$630,698.55.
- 12) Work on the Wilson River Bridge-Jordan Creek Section of the Wilson River Highway in Tillamook County. Bids received May 12, 1983. Contract No. 9641 awarded May 19, 1983, to Morse Bros., Inc., Lebanon, at \$1,698,651.25.
- 13) Washington County Pavement Marking Project No. 2. Bids received May 12, 1983. Contract No. 9643 awarded May 17, 1983, to Central Striping Service, Inc., Rancho Cordova, CA, at \$106,455.90.
- 14) Paving on the South Baker Interchange-Durkee Section of the Old Oregon Trail in Baker County. Bids received May 26, 1983. Contract No. 9645 awarded June 3, 1983, to L. T. Contractors, Inc., Sunriver, at \$3,144,170.
- 15) Work on the Oregon City-New Era (M.P. 13.18-13.38 and M.P. 17.35-17.75) Section of the Pacific Highway East in Clackamas County. Bids received May 26, 1983. Contract No. 9646 awarded June 3, 1983, to Auburn Construction Co., Wilsonville, at \$159,915.
- 16) Paving on the Zigzag River-Warm Springs Interchange Section and the Warm Springs Interchange-Salmon River Curves Section of the Mt. Hood and Warm Springs Highways in Clackamas County. Bids received May 26, 1983. Contract No. 9647 awarded June 3, 1983, to Timberland Paving & Construction Co., Yakima, WA, at \$773,685.20.
- 17) Work on the Fern Hill Slide (M.P. 89.0) Section of the Columbia River Highway in Clatsop County. Bids received May 26, 1983. Contract No. 9648 awarded June 3, 1983, to Bayview Transit Mix, Inc., Astoria, at \$447,861.50.

EXHIBIT D
MINUTES OF 6-21-83

- 18) Paving on the Fremont Junction-Chemult Section and the Odell Lake Makualla Road Section of The Dalles-California and Willamette Highways in Deschutes and Klamath Counties. Bids received May 26, 1983. Contract No. 9650 awarded June 3, 1983, to R. L. Coats, Bend, at \$1,298,680.
- 19) Work on the Linn County Line-Suttle Lake Section of the Santiam Highway in Jefferson County. Bids received May 26, 1983. Contract No. 9651 awarded June 3, 1983, to Mid-Oregon Ready Mix, Redmond, at \$409,983.
- 20) Paving on the Lenz Road-Forge Road Section of The Dalles-California Highway in Klamath County. Bids received May 26, 1983. Contract No. 9652 awarded June 3, 1983, to R. L. Coats, Bend, at \$2,732,780.
- 21) Work on the East McMinnville Interchange Section of the Salmon River Highway in Yamhill County. Bids received May 26, 1983. Contract No. 9659 awarded June 3, 1983, to C. C. Meisel Co., Inc., McMinnville, at \$222,260.
- 22) Arterial Street Overlay Project No. 4 in Portland, Multnomah County. Bids received May 26, 1983. Contract No. 9653 awarded June 3, 1983, to Cascade Construction Company, Inc., Portland, at \$1,216,265.40 (Alternate C).

Dated this 10th day of June, 1983

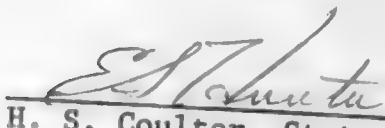

H. S. Coulter, State Highway Engineer

EXHIBIT D
MINUTE OF 6-21-83

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On May 10, 1983, approved a personal service contract with VHS Associates, Inc., for review of project records related to Contract No. 8519 on the S. Banfield Interchange Project.
- 2) On May 4, 1983, established 45 MPH speed zones on the Beaverton-Tualatin Highway in the vicinity of Tualatin, Washington County, from M.P. 11.02 to M.P. 12.55. This rescinds Speed Zone Order No. 789 dated October 17, 1978. (Speed Zone Order No. 893)
- 3) On May 4, 1983, established a 30 MPH speed zone on the Pacific Highway West in Lane County 250 feet north of 18th Avenue to the NCL of Junction City at 18th Avenue. Rescinds Speed Zone Resolution No. 181 dated March 2, 1955. (Speed Zone Order No. 894)
- 4) On May 4, 1983, established a 30 MPH speed zone on the Albany-Junction City Highway in Lane County north of Junction City from 450 feet north of 18th Avenue to NCL of Junction City at 18th Avenue. Rescinds Speed Zone Resolution No. 182 dated March 2, 1955. (Speed Zone Order No. 895)
- 5) On April 29, 1983, established the following speed zones on the Oregon Coast Highway in Lane County south of Florence:

40 MPH from M.P. 190.98 to M.P. 191.25
45 MPH from M.P. 191.25 to M.P. 192.82

Rescinds Speed Zone Resolution No. 526 dated August 29, 1967. (Speed Zone Order No. 896)
(Approved by E. S. Hunter for State Highway Engineer.)

EXHIBIT D
MINUTES OF 6-21-83

- 6) On May 9, 1983, established a 40 MPH speed zone on the Fremont Highway in the community of New Pine Creek, Lake County, from M.P. 157.49 to M.P. 157.73. Rescinds Speed Zone Resolution No. 468 dated August 27, 1964. (Speed Zone Order No. 897)
- 7) On May 16, 1983, approved personal service contract with CH2M Hill in an amount not to exceed \$650 for specialized geotechnical lab testing on the Redland Road-Beaver Creek Road Section in Clackamas County. (Oregon City Bypass)
- 8) On May 11, 1983, approved a letter-form renewal agreement with the Department of Agriculture for spraying of certain noxious weeds on selected sections of the highway right of way for the calendar year 1983.
- 9) On May 12, 1983, established a 40 MPH speed zone on the Nehalem Highway No. 102 in the community of Mist, Columbia County, from M.P. 46.00 to M.P. 46.47. (Speed Zone Order No. 898)
- 10) On May 27, 1983, signed the Standard Title VI Assurance for License DTCG-Z71113-83-RP-0281 at Yaquina Head Communications Site in Lincoln County from the United States Coast Guard. (Signed by E. S. Hunter for State Highway Engineer)

Dated this 10th day of June, 1983

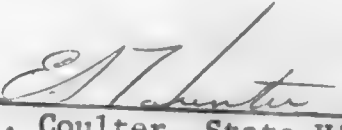

for H. S. Coulter, State Highway Engineer

EXHIBIT E
MINUTES OF 6-21-83

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

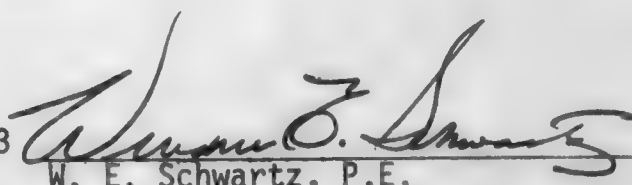
On behalf of the Commission and under delegated authority, the following contracts were accepted as being completed according to specifications:

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Bonstan Const. Co. No. 9435	NE 242nd Dr.-Buxton Rd. Multnomah County	May 5, 1983
Douglas S. Coats, Inc. No. 9429	Chas. E. Reynolds, Baker Valley, Weatherby & Ontario Safety Rest Areas Union, Baker & Malheur Counties	May 6, 1983
Hamilton Electric, Inc. No. 9437	Clear Lake Rd. @ Green Hill Rd. Lane County	May 6, 1983
J. C. Compton Co. No. 9240	Wallace Br.-Upper Salt Cr. Rd. Polk County	May 9, 1983
Mocon Corp. No. 9102	Columbia Slough-NE Failing St. Multnomah County	May 10, 1983
Staton Const., Inc. No. 9418	NW Nicolai St.-W. Fremont Intchge. Multnomah County	May 11, 1983
Hansen Electric Co. No. 9464	E. Entrance to S.W.O.C.C. (Coos Bay) Coos County	May 11, 1983
Douglas S. Coats Inc. No. 9525	Foley Slough (Fry Lane) Br. Harney County	May 11, 1983
Roseburg Paving, Inc. No. 9472	Oakland/Shady Hwy. @ Page Rd. Douglas County	May 11, 1983
Hansen Electric Co. No. 9477	Coos Bay/Roseburg Hwy. @ 10th St. (Coquille) Coos County	May 16, 1983
Bracelin-Yeager Excavation & Trucking No. 9567	Coquille & Myrtle Point Slide Correction Coos County	May 17, 1983
Eisenhour Const. Co., Inc. No. 9444	Col. River Br. (N. Channel) Multnomah, OR & Clark, WA Counties	May 18, 1983

EXHIBIT E
MINUTES OF 6-21-83

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Sims Electric, Inc. No. 9554	Ore. Coast Hwy. @ 22nd St. (Reedsport) Douglas County	May 18, 1983
Wildish Const. Co. No. 9061	Junction City-Airport Rd. Lane County	May 23, 1983
Jim Hall Contracting No. 9564	Celilo Sand Stabilization Wasco County	May 24, 1983
Douglas S. Coats, Inc. No. 9482	Juniper Canyon Bridge Gilliam County	May 25, 1983
Auburn Const. Co. No. 9459	Battle Cr.-N. Jefferson Int. Marion County	May 26, 1983
E.M.Waldron Sr. Const., Inc. No. 9557	C.O.I. Canal Bridge Deschutes County	May 31, 1983

May 31, 1983


W. E. Schwartz, P.E.
Asst. State Highway Engineer

JUNE, 1983

RECEIVED
F
JUN 23 OF 6-21-83

TO:

Oregon Transportation Commission

SUBJECT:

Report of Actions Taken Under Delegated Authority

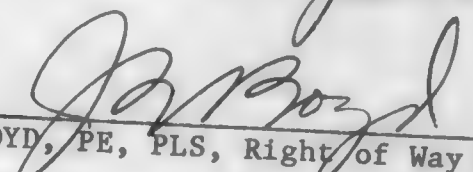
Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Sale of 6,175 sq. ft. excess property in the Marquam Bridge-SE 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$76,000. Approved May 10, 1983. File 46774 (23-43).
- (2) Sale of 0.21 acre excess property on the Wallowa-Lostine Section of the Wallowa Lake Highway in Wallowa County for a minimum consideration of \$5,000. Approved May 15, 1983. File 11773 (23-43).
- (3) Service contract with Southern Pacific Transportation Company for installation of grade crossing protection devices at 35th Street (Springfield) in Lane County. Approved May 11, 1983. RR 1123 (23-50).
- (4) Service contract with Southern Pacific Transportation Company for installation of grade crossing protection devices at Crossing No. Co-698.7 on the Mapleton-Junction City Highway in Lane County. Approved May 13, 1983. RR 1124 (23-50).
- (5) Right of Way Services Agreement with the City of Salem for the Salem Parkway-Portland Road Section of Hyacinth Street in Marion County. Approved April 4, 1983. Misc. C & A 7698. Agr. 225 (23-45).
- (6) Sale of 9,500 sq. ft. excess property on the Marquam Bridge-84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$61,000. Approved May 20, 1983. File 44376 (23-43).
- (7) Sale of 1.0 acre excess property on the Wallowa-Enterprise Section of the Wallowa Lake Highway in Wallowa County for a minimum consideration of \$2,000. Approved May 24, 1983. File 5015 (23-43).

EXHIBIT F
MINUTES OF 6-21-83

- (8) Sale of 3,500 sq. ft. excess property on the Marquam Bridge-SE 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$45,000. Approved May 31, 1983. File 47742 (23-43).

Dated this 7 day of June, 1983.



J. B. BOYD, PE, PLS, Right of Way Manager

F

6-21-83

JUNE, 1983

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Assistant Right of Way Manager in the absence of the Right of Way Manager, (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Right of Way Services Agreement with the City of Salem for the S.P.R.R.-Portland Road Section of Chemawa Road in Marion County. Approved May 4, 1983. Misc. C & A 7696. Agr. 226 (23-45).
- (2) Right of Way Services Agreement with Tillamook County for the Nestucca River (Johnson) Bridge Project in Tillamook County. Approved May 19, 1983. Misc. C & A 7826. Agr. 227 (23-45).

Dated this 7 day of June, 1983.

Rod Henry
Rod Henry, Assistant Right of Way Manager



MINUTES OF G 6-21-83

State of Oregon Aeronautics Division

3040 25th STREET S.E., SALEM, OREGON 97310 PHONE 378-4880

June 9, 1983

MEMO TO:

Anthony Yturri, Chairman
Peter J. Brix
Robert F. Dwyer
N. B. Giustina
Sam Naito

Oregon Transportation Commission

FROM:

Paul E. Burket *Paul E. Burket*
Aeronautics Administrator

SUBJECT:

Agenda Item for Commission Meeting, June 21, 1983
(Actions by Aeronautics Administrator under delegated authority).

The following information report is submitted regarding contractual and real property actions I have taken under the authority delegated to me by the Transportation Commission.

They will appear in the agenda as an information item only.

Contractual Actions

1. On April 13, 1983, executed a Personal Services Contract between OSAD and Marjorie Hanley and Associates for the Oregon Continuous Aviation System Planning Project (OCASPP). (Expires 4/15/83).
2. On April 25, 1983, executed Addendum No. 2 to the Professional Services Agreement (dated 10/21/80) between OSAD and M. R. Miner and Associates for the Wallowa County Site Selection Study.
3. On April 26, 1983, executed a contract modification to the Airport Activity Counter Demonstration Project (DTFA01 80-C-30143) to increase the project cost \$8,680.00.
4. On May 5, 1983, executed a SAWRS agreement between OSAD, the Idaho Division of Aeronautics, and the City of Ontario, Oregon.
5. On May 25, 1983, executed an FAA Grant Agreement (Project 3-41-0012-01, DOT# FA83NM-0013) for a Site Feasibility Study at the Chiloquin State Airport.

- 5173 -

A DIVISION OF THE DEPARTMENT OF TRANSPORTATION
A MEMBER OF NATIONAL ASSOCIATION OF STATE AVIATION OFFICIALS

Contractual Actions (continued)

6. On June 2, 1983, executed a Personal Services Contract between OSAD and M. R. Miner and Associates for a Feasibility Study of the Chiloquin State Airport. (Expires 9/3/83).

Real Property Actions

1. On May 4, 1983:
 - (a) Approved the Assignment of Hangar Site Lease (Site #6) between the City-County Airport Commission and R. F. Lott to Joseph Matuna at the John Day State Airport.
 - (b) Executed a Commercial Lease Agreement between OSAD and Roland Jensen and Deloris Jensen, dba Jensen Aviation at the Cottage Grove State Airport. (Expires 1/31/88).
2. On June 5, 1983, executed Addendum No. 1 to the Commercial Concessions Agreement between OSAD and Wayde Johnson (dated 12/23/82) at the Condon State Airport.
3. On May 26, 1983 executed:
 - (a) A Hangar Site Lease between OSAD and Ron Byers for Site #7 at the Cottage Grove State Airport. (Expires 5/15/88).
 - (b) A Commercial Concessions Lease between OSAD and Mark Christen for a scenic flight operation at the Siletz Bay State Airport. (Expires 9/6/83).
 - (c) A Farming Lease between OSAD and Willard Nofziger for activities adjacent to the Lebanon State Airport. (Expires 5/14/85).
 - (d) Addendum No. 1 to the Farming Lease (dated 7/13/82) between OSAD and Dan Bausch at the Cascade Locks State Airport.
4. On May 27, 1983, approved:
 - (a) A Commercial Hangar Site Lease between the City-County Airport Commission and Michael Ryan at the John Day State Airport. (Expires 3/14/88).
 - (b) Addendum No. 1 to the Commercial Hangar Site Lease between the City-County Airport Commission and Michael Ryan at the John Day State Airport.

Oregon Transportation Commission
Page 3
June 9, 1983

6-21-83

Real Property Actions (continued)

5. On June 7, 1983, executed:

- (a) Addendum No. 1 to the Ingress/Egress Permit (dated 6/4/81) between OSAD, W. L. Campbell, Duane Bidgood and Paul Dean Nichols at the Aurora State Airport. Addendum made Portland South Aviation a party to the Ingress/Egress Permit as a Lessee.
- (b) Addendum No. 2 to the Ingress/Egress Permit (dated 6/4/81) between OSAD, W. L. Campbell, Duane Bidgood and Paul Dean Nichols at the Aurora State Airport. Addendum made Alair Aviation, Inc. a party to the Ingress/Egress Permit as a Lessee.
- (c) An Assignment of the Hangar Site Lease (dated 3/26/79) between OSAD and Keith Lucas to Charles Burris for Site #1 at the Powers State Airport.
- (d) A Hangar Site Lease between OSAD and Darrold Stutz for Site N-3 at the Cottage Grove State Airport. (Expires 5/31/88).

H

TO: Oregon Transportation Commission ~~DATE~~ OF 6-21-83

SUBJECT: Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized the State Parks Administrator, or his designate, in an official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith, the Parks Administrator or his designate has approved the following actions and report them for your official records.

On May 3, 1983, approved a Maintenance and Administration Agreement with the Old Church Society, Multnomah County, for the Calvary Presbyterian Church project in the amount of \$25,000.

On May 9, 1983, approved an agreement with Earl M. and Cathi Nichols for watchman security services at Dabney and Lewis and Clark State Parks near Troutdale, in Multnomah County, in exchange for space for single-wide trailer/mobile home.

On May 24, 1983, approved Virginia Frederick's request to place a single family dwelling within the Clackamas River Scenic Waterway, Clackamas County.

On May 26, 1983, approved a Cultural Resource Survey and Inventory project agreement with Bendon County Historical Society for a Benton County Survey in the amount of \$3,750.

On May 26, 1983, approved a Maintenance and Administrative Agreement with Oregon Historical Society and Multnomah County, for the Bybee Howell House project in the amount of \$19,948.

On June 3, 1983, approved an agreement with the Port Orford Rural Fire Protection District for fire protection services on park premises known as "Old Coast Guard Station at the Heads," Port Orford, Curry County, in the amount of \$139.33.

Dated this 9th day of June, 1983

David G. Talbot

David G. Talbot
State Parks Administrator

DGT/js

H

6-21-83

Parks Temporary rule No. 43q

TEMPORARY RULE PROHIBITING THE
POSSESSION AND CONSUMPTION OF
ALCOHOLIC BEVERAGES AT
WALLOWA LAKE STATE PARK
ON JULY 29, 30, and 31, 1983

WHAT THIS RULE DOES:

This rule prohibits any person from possessing or consuming any alcoholic beverage within the Day-Use Area of Wallowa Lake State Park from 12:01 a.m., Friday, July 29, 1983, to 11:59 p.m., Sunday, July 31, 1983.

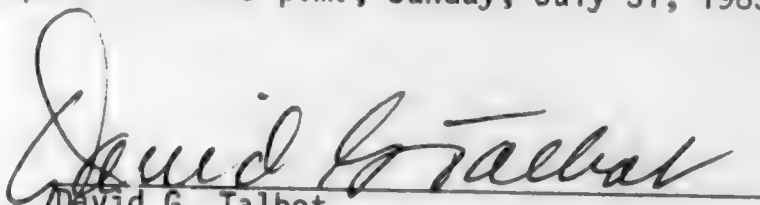
STATUTORY AUTHORITY AND PROCEDURE:

ORS 390.160 authorizes the Oregon Department of Transportation to adopt rules for the use and administration of state parks. ORS 184.619 grants the Oregon Transportation Commission authority to adopt rules it considers necessary to carry out the functions of the Department. By administrative rule, the Commission has delegated to the State Parks Administrator authority to adopt emergency rules to protect park visitors, facilities, resources and the environment.

RULE:

1. No person shall possess or consume any alcoholic drink or beverage within the Day-Use Area of Wallowa Lake State Park, Wallowa County, Oregon, from 12:01 a.m., Friday, July 29, 1983, to 11:59 p.m., Sunday, July 31, 1983.
 - a. For purposes of this rule, the "Day Use Area" includes all areas of Wallowa Lake State Park except those portions of the park which are developed as camp, trailer and recreational sites for overnight stays, and the roadways, lavatories and facilities within those overnight areas.

This temporary rule shall expire at 11:59 p.m., Sunday, July 31, 1983.


David G. Talbot
State Parks Administrator

Adopted on May 3, 1983,
to be effective 12:01 a.m., Friday,
July 29, 1983.

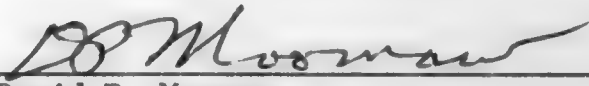
RECEIVED
JUN 21 1983

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Action Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I report the following action for your official records.

On April 15, 1983, approved an agreement with Chemeketa Community College for instruction in the use of video tape equipment for purposes related to motor vehicle and driver licensing training programs. Classes on April 6 and 13, 1983. Cost \$180. (Approved by Harvey Ward on my behalf)


David P. Moomaw
Administrator of Motor Vehicles
Dated this 5-23-83

REPORT OF CASES FILED BY AND AGAINST THE DEPARTMENT OF TRANSPORTATION

L-8382 Royal Insurance Companies vs. State of Oregon, Oregon Transportation Commission, Oregon Highway Division. This case arises out of an accident that occurred on January 18, 1980. The plaintiff in this case was the insurance company for the defendants Robbins and TRK Transportation in the original case. The plaintiff in this case, on behalf of its insured, settled the case with Calkins and his wife for \$115,000. They are now suing the State for contribution toward that settlement and also an additional settlement on behalf of another party involved in the accident of \$16,174.73. The accident involved in this case occurred on the November 26, 1979 on U. S. Highway 26, Lane County. The matter has been referred to the Attorney General's office for the defense of the State.

L-8383 Scott Ranstrom vs. State of Oregon et al. This accident occurred in July of 1982 when the defendants, R. L. Coats Construction Company was performing some construction work in the vicinity of milepost 284.5 of Highway 97 in Klamath County. On July 29, 1982 the plaintiff alleges that his vehicle hit the lip of asphalt recently placed on the highway and caused the vehicle to roll over and careen across the highway. The plaintiff is seeking \$711,918.44 in damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-8378 Larry D. Gower and Nova Ann Gower, vs. State of Oregon and Morse Brothers Structures Inc. This case arises out of an accident that occurred on October 22, 1982 approximately 4 miles northwest of the city of Sweet Home on State Highway 20, Linn County. The accident occurred within a construction area under contract by Contract No. 9515. The plaintiff allegedly struck potholes that were in the roadway damaging the plaintiff's vehicle in the amount of \$675.20. The plaintiff is alleging that the State and Morse Brothers were negligent in failing to discover the potholes, failing to warn of their existence, and failing to repair them. The matter has been referred to the Attorney General's office for the defense of the State.

L-8386 Ronald Millikan vs. Burlington Northern Inc. This is a suit to quiet title to some railroad right of way in Clatsop County in which the State has been named as a party defendant as having some interest in the abutting property. The plaintiff is seeking to quiet title in his name. The matter has been referred to the Attorney General's office to protect the interest of the Department.

L-8387 William Hay and Georgianna Hay vs. Department of Transportation et al. This is a trespass and nuisance complaint seeking \$50,000 from the Department of Transportation, the Oregon Transportation Commission, Parks and Recreation Division and the Oregon State Land Board and Division of State Lands. The plaintiffs are alleging that beach in front of their property located in Clatsop County, is being used by the public as a parking lot in their utilization of the beach and that this is damaging a motel that they own upland of the beach in the amount of \$50,000 and have filed a lawsuit seeking to recover \$50,000 for the depreciation and value of their property, and to prohibit the State from allowing the public to park on the beach in front of their property. The matter has been referred to the Attorney General's office for the defense of the State.

L-8389 Carlyn Gorbet vs. Edward Gerhard et al. This case arises out of an accident that occurred on March 6, 1982. The plaintiff was operating a motor vehicle on Oceanside Drive within the city limits of Gold Beach, Curry County and had an accident because of an alleged washout on the roadway. The plaintiff asserts that either the City of Gold Beach, Curry County or the Oregon Transportation Commission is responsible for the maintenance of the roadway and is therefore liable for the damage to the passenger of the vehicle, who is the plaintiff, because of the accident. The matter has been referred to the Attorney General's office for the defense of the State. The plaintiff is seeking \$215,537.87 in damages.

REPORT OF CONDEMNATION CASES SETTLED

<u>Defendant</u>	<u>State's Offer</u>	<u>State's Highest Appraisal</u>	<u>Amount of Settlement</u>
A. Enders, et ux L-8030 R-51454	\$13,050	\$13,050	\$17,500.00

Section: Park Place - Clackamas Community College
Highway: Cascade
County: Clackamas

Ralph Benson, et ux L-8159 R-51921	\$500	\$500	\$2,500.00
--	-------	-------	------------

Section: S.W. Murray Blvd. - S.W. Alice Lane
Highway: S.W. Allen Blvd.
County: Washington

Lincoln Loan Co. L-8238 R-51951	\$4,000	\$3,850	\$5,000.00
---------------------------------------	---------	---------	------------

Section: S.W. Murray Blvd. - S.W. Alice Lane
Highway: Allen Blvd.
County: Washington

K. S. Healy et al L-8280 & 8226 R-52150	\$1,550	\$1,550	\$5,000.00
---	---------	---------	------------

Section: Little Nestucca - Neskowin
Highway: Oregon Coast
County: Tillamook

H. J. Newhouse L-8294 R-52510	\$1,175	\$1,175	\$2,011.85
-------------------------------------	---------	---------	------------

Section: Jenny Creek Bridge
Highway: Green Springs
County: Jackson

Optioned by Right of Way

REPORT OF CONDEMNATION CASES TRIED

<u>Defendant</u>	<u>State's highest written offer made more than 30 days prior to trial</u>	<u>State's highest testimony at trial</u>	<u>Defendant's lowest demand</u>	<u>Verdict</u>
A. Menconi et ux L-8149 R-51461	\$50,000	\$45,800	\$110,000	\$55,000.00

Section: Park Place-Clackamas Community College
Highway: Cascade
County: Clackamas

E. M. Bowers L-8213 R-51952	\$50,000	\$36,000	\$120,000	\$45,493.00
-----------------------------------	----------	----------	-----------	-------------

Section: S.W. Murray Blvd.-S.W. Alice-S.W. Allen Blvd.
County: Washington

6-21-83

REPORT OF CONDEMNATION CASES SETTLED

Defendant	State's Offer	State's Highest Appraisal	Amount of Settlement
A. Enders, et ux L-8030 R-51454	\$13,050	\$13,050	\$17,500.00

Section: Park Place - Clackamas Community College
Highway: Cascade
County: Clackamas

Ralph Benson, et ux L-8159 R-51921	\$500	\$500	\$2,500.00
--	-------	-------	------------

Section: S.W. Murray Blvd. - S.W. Alice Lane
Highway: S.W. Allen Blvd.
County: Washington

Lincoln Loan Co. L-8238 R-51951	\$4,000	\$3,850	\$5,000.00
---------------------------------------	---------	---------	------------

Section: S.W. Murray Blvd. - S.W. Alice Lane
Highway: Allen Blvd.
County: Washington

K. S. Healy et al L-8280 & 8226 R-52150	\$1,550	\$1,550	\$5,000.00
---	---------	---------	------------

Section: Little Nestucca - Neskowin
Highway: Oregon Coast
County: Tillamook

H. J. Newhouse L-8294 R-52510	\$1,175	\$1,175	\$2,011.85
-------------------------------------	---------	---------	------------

Section: Jenny Creek Bridge
Highway: Green Springs
County: Jackson

Optioned by Right of Way

REPORT OF CONDEMNATION CASES TRIED

Defendant	State's highest written offer made more than 30 days prior to trial	State's highest testimony at trial	Defendant's lowest demand	Verdict
-----------	---	------------------------------------	---------------------------	---------

A. Menconi et ux L-8149 R-51461	\$50,000	\$45,800	\$110,000	\$55,000.00
--	----------	----------	-----------	-------------

Section: Park Place-Clackamas Community College
Highway: Cascade
County: Clackamas

E. M. Bowers L-8213 R-51952	\$50,000	\$36,000	\$120,000	\$45,493.00
-----------------------------------	----------	----------	-----------	-------------

Section: S.W. Murray Blvd.-S.W. Alice-S.W. Allen Blvd.
County: Washington

EXHIBIT J
MINUTES OF 6-21-83

REPORT OF CONDEMNATION CASES SETTLED

Defendant	State's Offer	State's Highest Appraisal	Amount of Settlement
Joseph T. Danna L-8329 R-51327	\$26,700	\$26,700	\$28,400.00

Section: Willamette River/I-205 Section (Banfield Transitway)
Highway: Columbia River
County: Multnomah

Optioned by Right of Way

Emil Nedbalek L-8334 R-52474	\$425	\$1,350	\$2,235.00
------------------------------------	-------	---------	------------

Section: 19th St.-Camp Creek Rd.
Highway: Marcola County Rd.
County: Lane

Optioned by Right of Way

REPORT OF TRIAL OF OTHER CASES - State Defendant

Plaintiff	Cause of Action	Demands of Plaintiff	Verdict or Judgment
SYSTEM 99 L-8344	Negligence	\$9,445.84	

Attorney Fees: 0
County: Lane
Highway: Stuart Way

Remarks: State dismissed as a party defendant.

REPORT OF SETTLEMENT OR DISPOSITION OF CASES OTHER THAN CONDEMNATION

Plaintiff	Defendant	Cause of Action	Demand of Plaintiff
Western Surety Company L-8338	Sinclair - Rotter Inc., et al	Interpleader	To have Motor Vehicles as Trustee for some unknown claimants.

County: Multnomah

Remarks: State dismissed as a party defendant.

State L-8063	David Henshaw	Use Fuel Tax	\$1,924.97
-----------------	---------------	--------------	------------

County: Marion

Remarks: Dismissed

Morrison Electric L-8198	Donald Drake	Contract Claim	Monetary damages
-----------------------------	--------------	----------------	------------------

County: Multnomah

Remarks: This file cancelled and combined with file L-8368 (Drake vs. State).

Portland Adventist Medical Center L-8086	State	Suit for specific performance	State place signs on freeway designated Plaintiff's hospital
---	-------	-------------------------------	--

County: Multnomah

Remarks: State install certain signs designating location of Adventist Medical Center. This case has been dismissed.

Sally Jorgensen L-8375	Karen Cly and State	Negligence	\$50,000 general damages and \$4,382.9 special damages
---------------------------	---------------------	------------	--

Highway: Highway 105 and 101 intersection
County: Clatsop

Remarks: Case dismissed at no cost to State.

EXHIBIT J
MINUTES OF 6-21-83

REPORT OF TRIAL OF OTHER CASES - State Plaintiff

Defendant	Cause of Action	Demands of Plaintiff	Verdict or Judgment
Dennis E. Lewis L-8098	Damage to Metal illumination Light Pole	\$1,170.64	\$1,170.64 plus 9% interest

Attorney Fees: \$320.00
County: Multnomah
Highway: Pacific Interstate I-5

Remarks: License suspended. No assets.

Jimmy D. Mason L-8165	Damaged Guardrail	\$638.13	\$638.13 plus 9% interest
--------------------------	-------------------	----------	---------------------------

Attorney Fees: \$225.00
County: Union
Highway: I-84

Remarks: License suspended.

REPORT OF SETTLEMENT OR DISPOSITION OF CASES OTHER THAN CONDEMNATION

Plaintiff	Defendant	Cause of Action	Demand of Plaintiff
State L-8180	David Paul Costanzo	Foreclosure	

County: Multnomah

Remarks: Property was deeded back to State.

State L-8272	Michael Meshke	Foreclosure	
-----------------	----------------	-------------	--

County: Multnomah

Remarks: Property was deeded back to State.

Kent Michael Corwin L-8225	Russel L. Leno and State of Oregon	Way of Necessity	
-------------------------------	------------------------------------	------------------	--

Highway: Grand Ronde Road #681
County: Polk

Remarks: State dismissed as active participant in way of necessity proceeding.

Eucon Corp L-8088	State	Breach of Contract	\$47,892.50 plus interest
----------------------	-------	--------------------	---------------------------

Section: Hermiston Sec. in Umatilla County
Highway: Columbia River Hwy
County: Marion

Remarks: Dismissed - no cost to State.

K. S. Healy L-8226 R-52150	State	Inverse Condemnation	\$15,000
----------------------------------	-------	----------------------	----------

Section: Little Nestucca-Neskowin
Highway: Oregon Coast
County: Tillamook
Remarks: Settled as part of condemnation case L-8280

EXHIBIT J
MINUTES OF 6-21-83

EXHIBIT K
MINUTES OF 6-21-83

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On MAY 27, 1983, \$2,626,446.50 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of APRIL, 1983.

On MAY 31, 1983, \$1,571,785.20 (12.17% of the Highway Fund) was distributed to the cities for the month of APRIL, 1983.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 23RD day of MAY, 1983

V. E. Skoog

V. E. Skoog, Controller
Highway Division

Attachments

cc: Fred Miller
John Earley